

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DELBERT HUPP
19774 GRADE RD SE
SILVERTON OR 97381

confirms the right to store water perfected under the terms of Permit R-10619. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION NUMBER: R-68713

SOURCE: THREE UNNAMED STREAMS, TRIBUTARY TO SILVER CREEK

PURPOSE or USE: STORAGE TO BE APPROPRIATED UNDER PERMIT S-49669 FOR IRRIGATION

MAXIMUM STORAGE VOLUME: 7.2 ACRE FEET (AF), BEING 4.4 AF IN NORTH POND, 1.7 AF IN WEST POND, 0.3 AF IN MIDDLE POND, AND 0.8 AF IN SOUTH POND

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE NONIRRIGATION SEASON OR WHEN EXCESS WATER IS OTHERWISE AVAILABLE

DATE OF PRIORITY: APRIL 21, 1986 FOR 5.0 ACRE FEET AND APRIL 25, 1986 FOR 2.2 ACRE FEET

DAM LOCATIONS:

Storage Facility	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
NORTH POND	7 S	1 E	WM	21	NE NW	1055 FEET SOUTH AND 3250 FEET WEST FROM NE CORNER, SECTION 21
MIDDLE POND	7 S	1 E	WM	21	NE NW	1235 FEET SOUTH AND 2875 FEET WEST FROM NE CORNER, SECTION 21
WEST POND	7 S	1 E	WM	21	NE NW	1240 FEET SOUTH AND 3530 FEET WEST FROM NE CORNER, SECTION 21
SOUTH POND	7 S	1 E	WM	21	SE NW	2125 FEET SOUTH AND 2835 FEET WEST FROM NE CORNER, SECTION 21

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

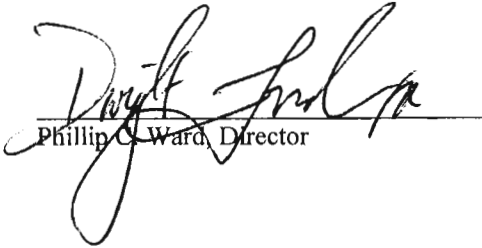
The area submerged by this reservoir is as follows:

Storage Facility	Twp	Rng	Mer	Sec	Q-Q
NORTH POND	7 S	1 E	WM	21	NE NW
MIDDLE POND	7 S	1 E	WM	21	NE NW
WEST POND	7 S	1 E	WM	21	NE NW
SOUTH POND	7 S	1 E	WM	21	SE NW

CONDITIONS OF USE

1. The right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.
2. The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed FEB 09 2007.


Phillip C. Ward, Director