

STATE OF OREGON

COUNTY OF LAKE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ANDREW H RUSTAN
12971 HWY 395
LAKEVIEW OR 97630

confirms the right to store water perfected under the terms of Permit R-8477. 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-63191

SOURCE: TANDY CREEK, a tributary of GOOSE LAKE

STORAGE FACILITY: RESERVOIRS 1, 2, AND 3

PURPOSE or USE: STORAGE TO BE APPROPRIATED UNDER PERMIT 46923 FOR IRRIGATION AND LIVESTOCK

MAXIMUM STORAGE VOLUME: 12.95 ACRE FEET, BEING 7.92 ACRE-FEET FOR IRRIGATION AND 0.08 ACRE-FOOT FOR LIVESTOCK IN RESERVOIR 1; 0.15 ACRE-FOOT FOR LIVESTOCK IN RESERVOIR 2; AND 4.0 ACRE-FEET FOR IRRIGATION AND 0.8 ACRE-FOOT FOR LIVESTOCK IN RESERVOIR 3

DATE OF PRIORITY: DECEMBER 24, 1981, FOR 6.1 ACRE FEET AND MAY 17, 1982, FOR 6.85 ACRE FEET

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Survey Coordinates
40 S	20 E	WM	36	SW SE	3	180 FEET NORTH AND 2260 FEET WEST FROM SE CORNER, SECTION 36
40 S	20 E	WM	35	SE SE	5	1320 FEET NORTH AND 450 FEET WEST FROM SE CORNER, SECTION 35
40 S	20 E	WM	36	SE SW	2	550 FEET NORTH AND 2860 FEET WEST FROM SE CORNER, SECTION 36
41 S	20 E	WM	1	NW NE	3	100 FEET NORTH & 2650 FEET WEST FROM SE CORNER, SECTION 36

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 these reservoirs are as follows:

	Twp	Rng	Mer	Sec	Q-Q	GLot
RESERVOIR 3	40 S	20 E	WM	35	SE SE	5
RESERVIOR 1	40 S	20 E	WM	36	SE SW	2
RESERVOIR 2	41 S	20 E	WM	1	NW NE	2

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 MAR 16 2007


Phillip G. Ward, Director
Water Resources Department