

STATE OF OREGON

COUNTY OF LAKE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LEUDEN AND NANCY BENNETT
88900 DREWS GAP LANE
LAKEVIEW OREGON 97630

confirms the right to store water perfected under the terms of Permit R-10906. 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-69191

SOURCE: UNNAMED STREAM, TRIBUTARY ANTELOPE CREEK

STORAGE FACILITY: P AND E RESERVOIR

PURPOSE or USE: STORAGE FOR RECREATION AND IRRIGATION, APPROPRIATED UNDER PERMIT 50260

MAXIMUM STORAGE VOLUME: 12.7 ACRE FEET (AF), BEING 8.0 AF FOR IRRIGATION AND 4.7 AF FOR RECREATION

DATE OF PRIORITY: JULY 10, 1987

DAM LOCATION:

Twp	Rng	Mer	Sec	Q-Q
39 S	18 E	WM	9	SE SW

The area submerged by this reservoir is as follows:

Twp	Rng	Mer	Sec	Q-Q
39 S	18 E	WM	9	SE SW

The structure shall be operated and maintained in accordance with the approved plans, specifications, and design intent.

The outlet gate shall be cycled at least once each year in order to assure smooth operation.

The embankment and spillway channel shall be kept clear of trees and brush.

The embankment shall be kept free of burrowing animals.

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.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plans.

The right is for the beneficial use of water.

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.

Issued JUN 13 2008


Phillip C. Ward, Director
Water Resources Department