

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

L MONTE AND BEVERLY A LUND
HC 84 BOX 13 YC2
MYRTLE POINT OR 97458

confirms the right to use the waters of SEVEN UNNAMED SPRINGS, TRIBUTARIES OF YELLOW CREEK, AND ONE UNAMED SPRING, TRIBUTARY OF BEAVER CREEK for HUMAN CONSUMPTION FOR ONE HOUSEHOLD AND LIVESTOCK WATER.

This right was perfected under Permit 52100. The date of priority is DECEMBER 31, 1992. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.0035 CUBIC FOOT PER SECOND (CFS) FOR HUMAN CONSUMPTION FROM SPRING 4; AND 0.0115 CFS FOR LIVESTOCK, BEING 0.0015 CFS FROM SPRING 4 AND A TOTAL OF 0.01 CFS, BEING 0.0014 CFS FROM EACH OF SPRINGS 1, 2, 3, 5, 6, 7, AND 8, measured at the point of diversion.

The period of use is year round

The points of diversion are located as follows:

SPRING	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3	30 S	12 W	WM	23	SW NE	3390 FEET NORTH & 2251 FEET WEST FROM SE CORNER, SECTION 23
4	30 S	12 W	WM	23	SE NE	3683 FEET NORTH & 1043 FEET WEST FROM SE CORNER, SECTION 23
2	30 S	12 W	WM	23	SE NE	3324 FEET NORTH & 1271 FEET WEST FROM SE CORNER, SECTION 23
6	30 S	12 W	WM	23	NE SW	1825 FEET NORTH & 3064 FEET WEST FROM SE CORNER, SECTION 23
1	30 S	12 W	WM	23	NW SE	2347 FEET NORTH & 1499 FEET WEST FROM SE CORNER, SECTION 23
7	30 S	12 W	WM	23	SW SE	358 FEET NORTH & 2151 FEET WEST FROM SE CORNER, SECTION 23
5	30 S	12 W	WM	24	SW SW	391 FEET NORTH & 1076 FEET EAST FROM SE CORNER, SECTION 23
8	30 S	12 W	WM	26	NE SE	2216 FEET NORTH & 65 FEET WEST FROM SE

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.

SPRING	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
						CORNER, SECTION 26

A description of the place of use to which this right is appurtenant is as follows:

HUMAN CONSUMPTION				
Twp	Rng	Mer	Sec	Q-Q
30 S	12 W	WM	23	SW NW

LIVESTOCK				
Twp	Rng	Mer	Sec	Q-Q
30 S	12 W	WM	23	SW NE
30 S	12 W	WM	23	SE NE
30 S	12 W	WM	23	NE SW
30 S	12 W	WM	23	NW SE
30 S	12 W	WM	23	SW SE
30 S	12 W	WM	24	SW NW
30 S	12 W	WM	24	SW SW
30 S	12 W	WM	26	NE SE

Measurement, recording and reporting conditions:

- A. The Director may require the water user to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the water user to install a meter or other measuring device, the water user shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the water user shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the water user to submit alternative measuring procedures for review and approval.
- B. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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 plan.

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.

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Phillip C. Ward, Director
Water Resources Department