

STATE OF OREGON

COUNTY OF LINCOLN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FRANZ DOLP
3021 SHOTPOUCH RD
BLODGETT OR 97326

confirms the right to use the waters of A SPRING, A TRIBUTARY TO SHOTPOUCH CREEK for DOMESTIC INCLUDING THE IRRIGATION OF LAWN OR NONCOMMERCIAL GARDEN NOT TO EXCEED ONE-HALF ACRE IN AREA (DOMESTIC EXPANDED) AND HUMAN CONSUMPTION.

This right was perfected under Permit 53507. The date of priority is OCTOBER 4, 1996. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.003 CUBIC FOOT PER SECOND, measured at the point of diversion.

Period of use is year round but limited May 1 through November 30 as described below:

During the period May 1 through November 30 the use of water for domestic expanded may be made only at times when waters from the spring would not, under natural conditions, contribute flow to downstream waters. When the spring does, under natural conditions, contribute flow to downstream waters during the period May 1 through November 30, the use shall be limited to human consumption only.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
12 S	8 W	WM	1	SE SW	SOUTH 72 DEGREES WEST, 663.0 FEET FROM C-S 1/16 CORNER, SECTION 1

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

Twp	Rng	Mer	Sec	Q-Q
12 S	8 W	WM	1	SE SW

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.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or measuring device in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. 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.

The use of water under this right is subject to the continued existence of the Equitable Servitude Recorded on September 29, 1998, in Lincoln County as Book 366, Page 1297 a copy of which is located in file S-81588 at the Water Resources Department.

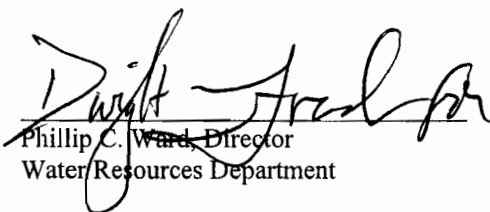
Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

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