

STATE OF OREGON
COUNTY OF WALLOWA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

U.S. UMATILLA NATIONAL FOREST
2517 SW HAILEY AVE
PENDLETON OR 97801

confirms the right to store water perfected under the terms of Permit R-11656. 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-69307

SOURCE: AN UNNAMED STREAM, a tributary of BEAR CREEK

STORAGE FACILITY: ALDER #2 POND RESERVOIR

PURPOSE or USE: LIVESTOCK AND WILDLIFE USE

MAXIMUM STORAGE VOLUME: 0.014 ACRE FOOT

DATE OF PRIORITY: SEPTEMBER 17, 1987

DAM LOCATION AND THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 N	41 E	WM	21	SW NW	775 FEET NORTH & 1145 FEET EAST FROM W1/4 CORNER, SECTION 21

The area submerged by this reservoir is as follows:

Twp	Rng	Mer	Sec	Q-Q
5 N	41 E	WM	21	SW NW

CONDITIONS OF USE

1. The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior to downstream rights.

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.

2. Facility maintenance shall be completed between July 15 and August 31 of each year.
3. The water user shall conduct an annual inspection and perform maintenance as needed on the reservoir.
4. 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.
5. 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.
6. 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.
7. The storage 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 DEC 19 2008


Phillip C. Ward, Director
Water Resources Department