

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

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

OREGON DEPARTMENT OF FISH & WILDLIFE
3406 CHERRY AVE NE
SALEM OR 97303

confirms the right to store water perfected under the terms of Permit R-11346. 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.

SOURCE: UNNAMED STREAM, TRIBUTARY TO DESOLATION CREEK

STORAGE FACILITY: LOST LAKE ENLARGEMENT RESERVOIR

PURPOSE or USE: MAINTAINED UNDER PERMIT 51158 FOR FISH ENHANCEMENT AND RECREATION

MAXIMUM STORAGE VOLUME: 44.0 ACRE FEET

NO WATER SHALL BE APPROPRIATED FOR STORAGE DURING THE PERIOD FROM JUNE 15 TO NOVEMBER 30 OF EACH YEAR.

DATE OF PRIORITY: JUNE 11, 1990

DAM LOCATION:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
9 S	34 E	WM	8	NW NE			SOUTH 20 DEGREES 11 MINUTES 20 SECONDS WEST 7126 FEET FROM NE CORNER, SECTION 5
9 S	34 E	WM	8	SW NE			

The area submerged by this reservoir is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
9 S	34 E	WM	8	NW NE		
9 S	34 E	WM	8	SW NE		
9 S	34 E	WM	8	SE NW		

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 outlet gate shall be cycled at least once each year and shall be fully operational. The embankment and spillway shall be kept clear of brush, debris, and burrowing animals.

The dam shall be operated and maintained according to the approved plans and specifications dated August 15, 1990 on file with the Water Resources Department.

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

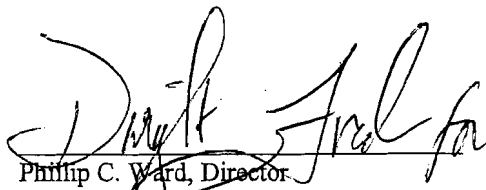
Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

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.

Issued FEB 26 2010


Philip C. Ward, Director
Water Resources Department