

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 use the waters of AN UNNAMED STREAM, TRIBUTARY TO DESOLATION CREEK for MAINTAINING LOST LAKE RESERVOIR, ENLARGED UNDER PERMIT R-11346, FOR FISH ENHANCEMENT AND RECREATION.

This right was perfected under Permit 51158. The date of priority is JUNE 11, 1990. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.088 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The period of allowed use is from December 1 to June 14 of each year.

The point of diversion is located as follows:

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

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

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

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.

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.

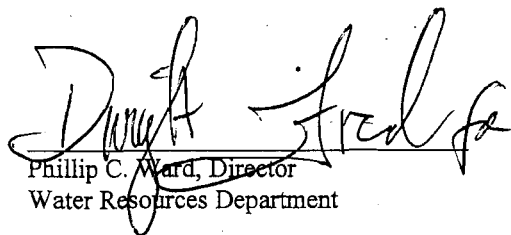
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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 right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

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



Phillip C. Ward, Director
Water Resources Department