

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROCK CREEK WATER DISTRICT
PO BOX 123
GRAND RONDE OR 97347

confirms the right to use the waters of ROCK CREEK, tributary to SOUTH YAMHILL RIVER for MUNICIPAL USE.

This right was perfected under Permit S-35398. The date of priority is JULY 24, 1970. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.05 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The quantity of water diverted at the new point of diversion may occur year-round at a total rate not to exceed 0.06 cubic foot per second on a non-continuous basis and shall be further limited to a total volume of water not to exceed 17.49 acre-feet per year.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	8 W	WM	23	SE SW	453 FEET NORTH AND 1529 FEET EAST FROM SW CORNER, SECTION 23

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q
6 S	8 W	WM	14	NE NE
6 S	8 W	WM	14	NW NE
6 S	8 W	WM	14	SW NE
6 S	8 W	WM	14	SE NE
6 S	8 W	WM	14	NE SW
6 S	8 W	WM	14	NW SW
6 S	8 W	WM	14	SW SW
6 S	8 W	WM	14	SE SW
6 S	8 W	WM	14	NW SE
6 S	8 W	WM	14	SW SE
6 S	8 W	WM	23	NE NW
6 S	8 W	WM	23	NW NW
6 S	8 W	WM	23	SW NW

NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

Twp	Rng	Mer	Sec	Q-Q
6 S	8 W	WM	23	SE NW
6 S	8 W	WM	23	NE SW
6 S	8 W	WM	23	NW SW
6 S	8 W	WM	23	SW SW
6 S	8 W	WM	23	SE SW

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available from the original points of diversion (POD) described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	8 W	WM	23	NE NW	POD #1 – 400 FEET SOUTH AND 220 FEET WEST FROM N1/4 CORNER, SECTION 23
6 S	8 W	WM	23	NE NW	POD #2 – 450 FEET SOUTH AND 180 FEET WEST FROM N1/4 CORNER, SECTION 23

The water user shall maintain and operate a totalizing flow meter for measuring and recording the quantity of water diverted as required by the Department.


The water user shall maintain a fish screen or fish by-pass device, as appropriate, at the point of diversion.

This certificate is issued to confirm changes in character of use, place of use and point of diversion approved by an order of the Water Resources Director entered January 29, 2008, at Special Order Volume 74, Page 87, approving Transfer Application 9581, and supersedes Certificate 47319, State record of Water Right Certificates.

This certificate is being issued to correct a scrivener's error in the conditions for this right. ODFW notified the Department that the fish screening and by-pass were not required for this right. The condition was inadvertently included in the certificate. This certificate supersedes certificate 88014.

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.

Issued AUG 16 2013


 Dwight W. French
 Water Right Services Administrator, for
 Phillip C. Ward, Director
 Oregon Water Resources Department