

STATE OF OREGON

COUNTY OF DESCHUTES

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

U.S. FOREST SERVICE C/O MT BACHELOR INC.
 1230 NE 3rd STREET, SUITE A-262
 BEND OR 97701

confirms the right to use the waters of A WELL in Todd Creek Basin for QUASI-MUNICIPAL USE.

This right was perfected under Permit G-12885. The date of priority is JANUARY 13, 1995. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 2.35 CUBIC FEET PER SECOND measured at the well.

The period of use is year round.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
18 S	9 E	WM	20	SE NW	1447 FEET SOUTH & 2256 FEET EAST FROM NW CORNER, SECTION 20

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	GLT	Q-Q
18 S	8 E	WM	13		SW SE
18 S	8 E	WM	13		SE SE
18 S	8 E	WM	24		NE 1/4
18 S	8 E	WM	24		SE 1/4
18 S	8 E	WM	25		NE 1/4
18 S	8 E	WM	25		NE NW
18 S	8 E	WM	25		NE SW
18 S	8 E	WM	25		SE SW
18 S	8 E	WM	25		SE 1/4
18 S	8 E	WM	36		NE 1/4
18 S	8 E	WM	36		NE NW
18 S	8 E	WM	36		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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, 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. 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 within three months after issuance of the certificate.

Twp	Rng	Mer	Sec	GLOT	Q-Q
18 S	8 E	WM	36		NE SW
18 S	8 E	WM	36		NE SE
18 S	8 E	WM	36		NW SE
18 S	8 E	WM	36		SE SE
18 S	9 E	WM	17		SW NW
18 S	9 E	WM	17		SW 1/4
18 S	9 E	WM	17		SW SE
18 S	9 E	WM	18		SW NE
18 S	9 E	WM	18		SE NE
18 S	9 E	WM	18		SE NW
18 S	9 E	WM	18		NE SW
18 S	9 E	WM	18	3	NW SW
18 S	9 E	WM	18	4	SW SW
18 S	9 E	WM	18		SE SW
18 S	9 E	WM	18		SE 1/4
18 S	9 E	WM	19		NE 1/4
18 S	9 E	WM	19		NE NW
18 S	9 E	WM	19	1	NW NW
18 S	9 E	WM	19	2	SW NW
18 S	9 E	WM	19		SE NW
18 S	9 E	WM	19		NE SW
18 S	9 E	WM	19	3	NW SW
18 S	9 E	WM	19	4	SW SW
18 S	9 E	WM	19		SE SW
18 S	9 E	WM	19		NE SE
18 S	9 E	WM	19		NW SE
18 S	9 E	WM	19		SW SE
18 S	9 E	WM	19		SE SE
18 S	9 E	WM	20		ALL
18 S	9 E	WM	21		NW SW
18 S	9 E	WM	21		SW SW
18 S	9 E	WM	21		SE SW
18 S	9 E	WM	28		NW NE
18 S	9 E	WM	28		SW NE
18 S	9 E	WM	28		SE NE
18 S	9 E	WM	28		NW 1/4
18 S	9 E	WM	28		SW 1/4
18 S	9 E	WM	28		SE 1/4
18 S	9 E	WM	29		ALL
18 S	9 E	WM	30		NE 1/4
18 S	9 E	WM	30		NE NW
18 S	9 E	WM	30	1	NW NW
18 S	9 E	WM	30	2	SW NW
18 S	9 E	WM	30		SE NW
18 S	9 E	WM	30		NE SW
18 S	9 E	WM	30	3	NW SW
18 S	9 E	WM	30	4	SW SW
18 S	9 E	WM	30		SE SW
18 S	9 E	WM	30		SE 1/4

18 S	9 E	WM	31		NE 1/4
18 S	9 E	WM	31	1	NE NW
18 S	9 E	WM	31	2	NW NW
18 S	9 E	WM	31		SW NW
18 S	9 E	WM	31		SE NW
18 S	9 E	WM	31		NE SW
18 S	9 E	WM	31	3	NW SW
18 S	9 E	WM	31	4	SW SW
18 S	9 E	WM	31		SE SW
18 S	9 E	WM	31		SE 1/4
18 S	9 E	WM	32		ALL
18 S	9 E	WM	33		NE 1/4
18 S	9 E	WM	33		NW 1/4
18 S	9 E	WM	33		SW 1/4
18 S	9 E	WM	33		NW SE
18 S	9 E	WM	33		SW SE
19 S	9 E	WM	4		NE NW
19 S	9 E	WM	4		NW NW
19 S	9 E	WM	5		NE NE
19 S	9 E	WM	5		NE NW
19 S	9 E	WM	5		NW NW
19 S	9 E	WM	6		NE NE
19 S	9 E	WM	6		NW NE
19 S	9 E	WM	6		SE NE
19 S	9 E	WM	6		NE NW

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- 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.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interference.

Use of water under authority of this right may be regulated if analysis of data available after the right is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

In the event of a request for a change in point of appropriation, an additional point of appropriation or alternation of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge to determine the water level elevation in the well at all times.

The Director may require water level or pump test results every ten years.

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 shall be limited when it interferes with any prior surface or ground water rights.

Issued NOV 26 2013

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