

STATE OF OREGON
COUNTIES OF JACKSON AND JOSEPHINE
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

U.S. BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

confirms the right to use the waters of LOST CREEK RESERVOIR, CONSTRUCTED UNDER PERMIT R-8142, AND THE ROGUE RIVER, A TRIBUTARY OF PACIFIC OCEAN for INDUSTRIAL USE.

This right was perfected under Permit S-53322. The date of priority is MAY 4, 1992. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.95 CUBIC FOOT PER SECOND TOTAL FROM LIVE FLOW OF THE ROGUE RIVER, AND NOT MORE THAN 17.0 ACRE-FEET TOTAL PER YEAR FROM LOST CREEK RESERVOIR STORED WATER ONLY, OR AS FURTHER LIMITED BY THE WATER SERVICE CONTRACT, SAID STORED WATER TOTAL TO BE DIVIDED BETWEEN PERMITS S-53321 AND S-53322; BEING FURTHER LIMITED TO 615,000 GALLONS PER DAY MAXIMUM FROM TEN SEPARATE POINTS OF DIVERSION AS FOLLOWS: 93,000 GALLONS PER DAY MAXIMUM FOR PRESCRIBED FIRE PREVENTION AND CONTROL, AND 522,000 GALLONS PER DAY MAXIMUM FOR ROAD OPERATIONS or its equivalent in case of rotation, measured at the point of diversion.

The period of allowed use is LIVE FLOW FROM JANUARY 1 THROUGH APRIL 30 AND STORED WATER YEAR ROUND, OR AS FURTHER LIMITED BY THE TERMS AND CONDITIONS OF THE WATER SERVICE CONTRACT

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
33 S	1 E	WM	31	NE NW	1054 FEET SOUTH & 1455 FEET EAST FROM NW CORNER, SECTION 31
34 S	1 W	WM	15	NW SW	2240 FEET NORTH & 590 FEET EAST FROM SW CORNER, SECTION 15
34 S	8 W	WM	1	NE NE	670 FEET SOUTH & 600 FEET WEST FROM NE CORNER, SECTION 1
35 S	1 W	WM	17	NW SE	2065 FEET NORTH & 1715 FEET WEST FROM SE CORNER, SECTION 17
35 S	7 W	WM	4	NW SW	1540 FEET NORTH & 885 FEET EAST FROM SW CORNER, SECTION 4
35 S	7 W	WM	11	NW SW	1685 FEET NORTH & 773 FEET EAST FROM SW CORNER, SECTION 11
35 S	7 W	WM	26	NE SE	1374 FEET NORTH & 687 FEET WEST FROM SE CORNER, SECTION 26

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.

36 S	2 W	WM	13	SW NW	2195 FEET SOUTH & 1052 FEET EAST FROM NW CORNER, SECTION 13
36 S	3 W	WM	15	NW SE	1560 FEET NORTH & 2438 FEET WEST FROM SE CORNER, SECTION 15
36 S	4 W	WM	21	NE NE	870 FEET SOUTH & 238 FEET WEST FROM NE CORNER, SECTION 21

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SECTIONS 1 THRU 34 AND 36
TOWNSHIP 32 SOUTH, RANGE 1 EAST, W.M.

SECTION 30
TOWNSHIP 32 SOUTH, RANGE 2 EAST, W.M.

EAST 1/2, SW 1/4
SECTION 1
EAST 1/2
SECTION 11
SECTIONS 12 THRU 14
SE 1/4
SECTION 15
EAST 1/2, EAST 1/2 OF WEST 1/2
SECTION 22
SECTIONS 23 THRU 27 & 34 THRU 36
TOWNSHIP 32 SOUTH RANGE 1 WEST, W.M.

WEST 1/2
SECTION 5
SECTIONS 6 & 7
WEST 1/2
SECTION 8
WEST 1/2
SECTION 17
SECTIONS 18 & 19
WEST 1/2
SECTION 20
SECTIONS 29 & 30
TOWNSHIP 33 SOUTH, RANGE 1 EAST, W.M.

SECTIONS 1 THRU 3 & 10 THRU 14
NORTH 1/2
SECTION 15
SECTION 24
NORTH 1/2
SECTION 25
TOWNSHIP 33 SOUTH, RANGE 1 WEST, W.M.

SECTIONS 20 & 21 & 28 THRU 33
SOUTH 1/2
SECTIONS 16, 17, 19
WEST 1/2 OF EAST 1/2
SECTION 22
TOWNSHIP 32 SOUTH, RANGE 1 WEST, W.M.

SECTIONS 4 THRU 9 & 17 THRU 21 & 28 THRU 33
TOWNSHIP 33 SOUTH, RANGE 1 WEST, W.M.

SECTIONS 1 & 3
EAST 1/2
SECTION 10
SECTIONS 11 THRU 15 & 23 THRU 25 & 35 THRU 36
TOWNSHIP 33 SOUTH, RANGE 2 WEST, W.M.

SECTIONS 4 THRU 6 & 8 THRU 9
NORTH 1/2
SECTION 16
TOWNSHIP 34 SOUTH, RANGE 1 WEST, W.M.

SECTION 1
TOWNSHIP 34 SOUTH, RANGE 2 WEST, W.M.

SOUTH 1/2
SECTION 28
SECTIONS 32 & 33
SOUTHWEST 1/4
SECTION 34
TOWNSHIP 32 SOUTH, RANGE 2 WEST, W.M.

SECTIONS 4 THRU 9
WEST 1/2
SECTION 10
SECTIONS 16 THRU 21 & 27 THRU 34
TOWNSHIP 33 SOUTH, RANGE 2 WEST, W.M.

EAST 1/2
SECTION 36
TOWNSHIP 33 SOUTH, RANGE 3 WEST, W.M.

SECTIONS 3 THRU 9 & 15 THRU 21 & 27
WEST 1/2
SECTION 29 & 32
SECTIONS 30 & 31
TOWNSHIP 34 SOUTH, RANGE 2 WEST, W.M.

EAST 1/2 AND SOUTHWEST 1/4
SECTIONS 1 & 12
SECTIONS 13, 24 & 25
TOWNSHIP 34 SOUTH, RANGE 3 WEST, W.M.

NORTHWEST 1/4
SECTION 5
NORTH 1/2
SECTION 6
TOWNSHIP 35 SOUTH, RANGE 2 WEST, W.M.

SECTIONS 30 & 31
SOUTH 1/2
SECTION 32
TOWNSHIP 32 SOUTH, RANGE 3 WEST, W.M.

SECTIONS 1 THRU 35
WEST 3/4
SECTION 36
TOWNSHIP 33 SOUTH, RANGE 3 WEST, W.M.

NORTHEAST 1/4
SECTION 1
SECTIONS 2 THRU 6 & 9 THRU 11
NORTH 1/2
SECTION 7
EAST 1/2 & NORTHWEST 1/4
SECTION 8
SECTIONS 14 THRU 16 & 21 THRU 23 & 26 & 27
WEST 1/2
SECTION 24
TOWNSHIP 34 SOUTH, RANGE 3 WEST, W.M.

SECTIONS 1,12,13,24 & 25
TOWNSHIP 33 SOUTH, RANGE 4 WEST, W.M.

SECTION 7
TOWNSHIP 37 SOUTH, RANGE 2 WEST, W.M.

SOUTH 1/2
SECTION 35
TOWNSHIP 34 SOUTH, RANGE 3 WEST, W.M.

SECTIONS 1 & 11
NE 1/16
SECTION 2
WEST 1/2
SECTIONS 12, 13 & 26
EAST 1/2
SECTION 10
SOUTH 1/2
SECTION 18
EAST 1/2 & SOUTHWEST 1/4
SECTION 16
WEST 1/2 & NORTHEAST 1/4
SECTION 23
SECTIONS 14, 15 & 19 THRU 22
SECTIONS 27 THRU 30 & 32 THRU 35
TOWNSHIP 35 SOUTH, RANGE 3 WEST, W.M.

SECTIONS 4, 5, 8 & 9
EAST 1/2
SECTIONS 6 & 7
NORTH 1/2
SECTION 17
TOWNSHIP 36 SOUTH, RANGE 3 WEST, W.M.

SOUTH 1/2
SECTIONS 1 & 2
NORTH 1/2
SECTION 13
EAST 1/2
SECTIONS 5,8,17 & 20
SOUTHWEST 1/4
SECTION 24
NORTHWEST 1/4
SECTION 25
SECTIONS 3, 4 & 9 THRU 12 & 14 THRU 16
SECTIONS 21 THRU 23 & 26
TOWNSHIP 37 SOUTH, RANGE 3 WEST, W.M.

SECTION 13
TOWNSHIP 35 SOUTH, RANGE 4 WEST. W.M.

SOUTH 1/2
SECTION 7
SOUTHWEST 1/4
SECTION 8
SECTIONS 17 THRU 19
WEST 1/2
SECTION 20
SECTIONS 28 THRU 33
TOWNSHIP 34 SOUTH, RANGE 3 WEST, W.M.

WEST 1/2
SECTIONS 6 & 10
SECTIONS 7 THRU 9 & 17 & 31
NORTH 1/2
SECTION 18
NORTHWEST 1/4
SECTION 16
TOWNSHIP 35 SOUTH, RANGE 3 WEST, W.M.

WEST 1/2
SECTION 6
TOWNSHIP 36 SOUTH, RANGE 3 WEST, W.M.

SOUTHWEST 1/4
SECTION 5
WEST 1/4
SECTIONS 8, 17 & 20
SECTIONS 6, 7 & 18
TOWNSHIP 37 SOUTH, RANGE 3 WEST, W.M.

WEST 1/2
SECTION 36
SECTION 35
TOWNSHIP 32 SOUTH, RANGE 4 WEST, W.M.

WEST 1/2
SECTION 2
EAST 1/2 & SOUTHWEST 1/4
SECTIONS 4 & 8
SECTIONS 3 & 9 THRU 11 & 15 THRU 17
SECTIONS 19 THRU 23 & 26 THRU 36
TOWNSHIP 33 SOUTH, RANGE 4 WEST, W.M.

SECTIONS 1 THRU 29
SECTIONS 31, 32 & 36
EAST 1/2
SECTION 35
TOWNSHIP 34 SOUTH, RANGE 4 WEST, W.M.

SECTIONS 1 & 5 THRU 7
EAST 1/2
SECTION 19
SECTIONS 29 & 31 THRU 33
TOWNSHIP 35 SOUTH, RANGE 4 WEST, W.M.

SOUTH 1/2
SECTION 2
WEST 1/2
SECTIONS 4, 9 & 35
EAST 1/2
SECTION 10
NORTH 1/2
SECTION 23
SOUTHEAST 1/4
SECTION 3
SOUTHWEST 1/4
SECTION 27
SECTIONS 1 & 5 THRU 8 & 11 THRU 14
SECTIONS 17 & 28 THRU 34
TOWNSHIP 36 SOUTH, RANGE 4 WEST, W.M.

SECTIONS 1 THRU 12 & 14 THRU 17
NORTH 1/2
SECTIONS 13 & 18
SECTIONS 21 THRU 23 & 27
TOWNSHIP 37 SOUTH, RANGE 4 WEST, W.M.

SECTIONS 22 THRU 27 & 34 THRU 36
TOWNSHIP 33 SOUTH, RANGE 5 WEST, W.M.

SECTIONS 1 THRU 3
EAST 1/4
SECTION 4
TOWNSHIP 34 SOUTH, RANGE 5 WEST, W.M.

EAST 1/2
SECTION 1
TOWNSHIP 35 SOUTH, RANGE 5 WEST, W.M.

EAST 1/2
SECTIONS 1 & 12
SOUTH 1/2
SECTION 25
SOUTHEAST 1/4
SECTION 26
SECTIONS 35 & 36
TOWNSHIP 36 SOUTH, RANGE 5 WEST, W.M.

SECTIONS 1 & 11 THRU 13 & 23
EAST 1/2
SECTION 14
TOWNSHIP 37 SOUTH, RANGE 5 WEST, W.M.

SOUTH 1/2
SECTIONS 16 THRU 18
WEST 1/2
SECTION 35
SECTIONS 15 & 19 THRU 22 & 27 THRU 34
TOWNSHIP 35 SOUTH, RANGE 7 WEST, W.M.

SECTION 3
TOWNSHIP 36 SOUTH, RANGE 7 WEST, W.M.

SECTIONS 17 & 19 THRU 21 & 29 THRU 31
TOWNSHIP 34 SOUTH, RANGE 6 WEST, W.M.

SECTION 6
TOWNSHIP 35 SOUTH, RANGE 6 WEST, W.M.

SOUTH 1/2
SECTION 15
EAST 1/4
SECTION 20
EAST 3/4
SECTION 29
SECTIONS 13 & 21 THRU 28 & 35 & 36
TOWNSHIP 34 SOUTH, RANGE 7 WEST, W.M.

SECTIONS 1 & 2
NORTH 1/2
SECTION 11
TOWNSHIP 35 SOUTH, RANGE 7 WEST, W.M.

SECTIONS 31 THRU 34
TOWNSHIP 34 SOUTH, RANGE 7 WEST, W.M.

SECTIONS 3 THRU 5
TOWNSHIP 35 SOUTH, RANGE 7 WEST, W.M.

SECTIONS 19 THRU 21 & 28 THRU 32
TOWNSHIP 33 SOUTH, RANGE 5 WEST, W.M.

NORTH 1/2
SECTIONS 5 & 6
TOWNSHIP 34 SOUTH, RANGE 5 WEST, W.M.

SOUTHWEST 1/16
SECTION 10
SOUTH 1/4
SECTION 9
SOUTH 1/2
SECTION 18
SECTIONS 15 THRU 17 & 19 THRU 36
TOWNSHIP 33 SOUTH, RANGE 6 WEST, W.M.

SECTIONS 1 THRU 15 & 24
EAST 1/2
SECTION 23
TOWNSHIP 34 SOUTH, RANGE 6 WEST, W.M.

SOUTH 1/2
SECTIONS 9 & 13
SOUTHEAST 1/4
SECTION 8
SOUTHWEST 1/4
SECTION 10
WEST 1/2 & SOUTHEAST 1/4
SECTION 14
SECTIONS 15 THRU 17 & 19 THRU 36
TOWNSHIP 33 SOUTH, RANGE 7 WEST, W.M.

SECTIONS 1 THRU 12 & 14 & 16 THRU 18
NORTH 1/2
SECTION 15
TOWNSHIP 34 SOUTH, RANGE 7 WEST, W.M.

*For maps of the place of use, see application maps.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device as approved by the Director in good working order.
- 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.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

The use of water under this right is subject to the terms and conditions of the memorandum of understanding dated October 7, 1997, or a satisfactory replacement, between the US Army Corps of Engineers and the water user, a copy of which is on file in the records of the Water Resources Department.

The water user shall maintain and operate fish screening and fishway as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversion.

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.

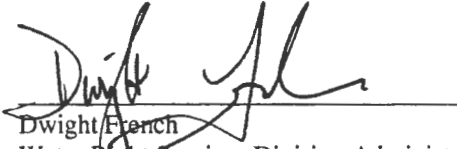
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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.

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

Issued JAN 23 2015.



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department