

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DALE A CUYLER
BRENDA L WOODARD
2585 BUCK CREEK RD
DRAIN OR 97435

confirms the right to use the waters of BUCK CREEK, RESERVOIR 1, RESERVOIR 2, RESERVOIR 3, AND RESERVOIR 4, CONSTRUCTED UNDER APPLICATION R-72664, PERMIT R-12190, AN UNNAMED STREAM, SPRING 1, SPRING 2, AND SPRING 3, TRIBUTARIES OF PASS CREEK, for IRRIGATION OF 3.1 ACRES, DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD, AND WILDLIFE USE.

This right was perfected under Permit S-53186. The date of priority is SEPTEMBER 8, 1992. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.075 CUBIC FOOT PER SECOND (CFS) FROM LIVE FLOW AND 3.0 ACRE-FEET (AF) PER YEAR OF STORED WATER, BEING 0.04 CFS AND 3.0 AF OF STORED WATER FOR IRRIGATION AND 0.01 CFS FROM BUCK CREEK FOR WILDLIFE USE IN RESERVOIR 1, WITH ANY DEFICIENCY TO BE APPROPRIATED FROM THE UNNAMED STREAM; 0.01 CFS FOR DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD FROM SPRING 1, WITH ANY DEFICIENCY TO BE MADE UP FROM SPRING 3, LIMITED TO 0.01 CFS FOR HUMAN CONSUMPTION INCLUDING IRRIGATION OF NON-COMMERCIAL GARDEN NOT TO EXCEED ONE-HALF ACRE IN AREA, AND FURTHER LIMITED DURING THE PERIOD LISTED BELOW TO 0.005 CFS FOR HUMAN CONSUMPTION ONLY; 0.005 CFS FROM UNNAMED STREAM FOR WILDLIFE USE IN RESERVOIR 3; 0.005 CFS FROM SPRING 2 FOR WILDLIFE USE IN RESERVOIR 4; AND 0.005 CFS FROM SPRING 3 FOR WILDLIFE USE IN RESERVOIR 2.

THE PERIOD OF ALLOWED USE IS MARCH 1 THROUGH MARCH 31 FOR IRRIGATION FROM LIVE FLOW; MARCH 1 THROUGH OCTOBER 31 FOR IRRIGATION FROM STORED WATER; DECEMBER 1 THROUGH MARCH 31 FOR DOMESTIC USE EXPANDED, APRIL 1 THROUGH APRIL 30 FOR HUMAN CONSUMPTION INCLUDING IRRIGATION OF NON-COMMERCIAL GARDEN NOT TO EXCEED ONE-HALF ACRE IN AREA, AND MAY 1 THROUGH NOVEMBER 30 FOR HUMAN CONSUMPTION ONLY; DECEMBER 1 THROUGH MARCH 31 FOR WILDLIFE USE.

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.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
21 S	4 W	WM	32	NE SE	SPRING 1 - 920 FEET SOUTH AND 110 FEET WEST FROM E1/4 CORNER, SECTION 32
21 S	4 W	WM	32	NW SE	SPRING 2 - 100 FEET SOUTH AND 1450 WEST FROM E1/4 CORNER, SECTION 32
21 S	4 W	WM	33	SE NW	SPRING 3 - 560 FEET NORTH AND 1490 FEET EAST FROM W1/4 CORNER, SECTION 33
21 S	4 W	WM	33	NW SW	BUCK CREEK - 230 FEET SOUTH AND 400 FEET EAST FROM W1/4 CORNER, SECTION 33
21 S	4 W	WM	33	NW SW	UNNAMED STREAM - 470 FEET SOUTH AND 460 FEET EAST FROM W1/4 CORNER, SECTION 33
21 S	4 W	WM	33	NW SW	RESERVOIR 1 - 230 FEET SOUTH AND 400 FEET EAST FROM W1/4 CORNER, SECTION 33
21 S	4 W	WM	33	NW SW	RESERVOIR 2 - 350 FEET SOUTH AND 1190 FEET EAST FROM W1/4 CORNER, SECTION 33
21 S	4 W	WM	33	NW SW	RESERVOIR 3 - 470 FEET SOUTH AND 460 FEET EAST FROM W1/4 CORNER, SECTION 33
21 S	4 W	WM	32	NW SE	RESERVOIR 4 - 60 FEET SOUTH AND 1450 FEET WEST FROM E1/4 CORNER, SECTION 32

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

A description of the place of use is as follows:

WILDLIFE					
Twp	Rng	Mer	Sec	Q-Q	Reservoir
21 S	4 W	WM	32	NW SE	4
21 S	4 W	WM	33	NW SW	1, 2, 3

IRRIGATION AND DOMESTIC USE					
Twp	Rng	Mer	Sec	Q-Q	Acres
21 S	4 W	WM	33	NW SW	3.1

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device 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 water user shall maintain and operate fish screening 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.

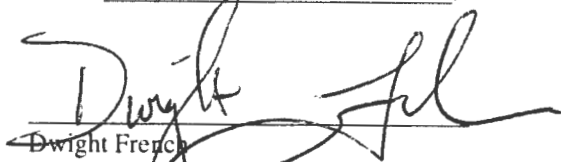
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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 lands or place of use described.

Issued DEC 30 2014


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