

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

COPELAND SAND AND GRAVEL INC.
695 SE "J" ST
GRANTS PASS OR 97526

confirms the right to use the waters of APPLGATE RIVER, a tributary to ROGUE RIVER, for INDUSTRIAL USE.

This right was perfected under Permit E-35. The date of priority is OCTOBER 18, 1909. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.11 CUBIC FOOT PER SECOND, BEING FURTHER LIMITED TO NO MORE THAN 43.5 ACRE-FEET OF WATER ANNUALLY.

The points of appropriation are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
37 S	5 W	WM	19	SE NW	P.O.A. 1 - 1955 FEET SOUTH AND 880 FEET WEST FROM N1/4 CORNER, SECTION 19
37 S	5 W	WM	19	SE NW	P.O.A. 2 - 1864 FEET SOUTH AND 761 FEET WEST FROM N1/4 CORNER, SECTION 19
37 S	5 W	WM	19	SE NW	P.O.A. 3 - 1858 FEET SOUTH AND 763 FEET WEST FROM N1/4 CORNER, SECTION 19
37 S	5 W	WM	19	SE NW	P.O.A. 4 - 1428 FEET SOUTH AND 512 FEET WEST FROM N1/4 CORNER, SECTION 19

The use shall conform to such reasonable rotation systems 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	GLot
37 S	5 W	WM	19	SW NE	4
37 S	5 W	WM	19	SE NW	
37 S	5 W	WM	19	NE SW	
37 S	5 W	WM	19	NW SE	5

The right to the use of the water is restricted to beneficial use at the place of use described, as is subject to all other conditions and limitations contained in Certificate 55764 and any related decree.

Water shall be acquired from the same aquifer (water source) as the original points of diversion.

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 183.482. 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.

The quantity of water diverted at the new points of appropriation (wells) shall not exceed the quantity of water lawfully available at the original points of diversion (Swinden-Bunch Ditch and portable pump No. 1) described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
37 S	5 W	WM	28	NE NE	2400 FEET NORTH AND 210 FEET WEST FROM E1/4 CORNER, SECTION 28
37 S	5 W	WM	28	NE NE	2300 FEET NORTH AND 1240 FEET WEST FROM E1/4 CORNER, SECTION 28

The wells from which water is taken under the rights shall be constructed so that the use of the wells will affect the surface water source similarly to the use of the original authorized points of diversion.

The use of water under these rights shall be subject to regulation consistent with other water rights from the surface water source and to all other applicable conditions and restrictions that existed at the original points of diversion.

The original points of diversion of surface water shall not be retained as an additional or supplemental point of diversion under the transferred portion of the right.

The water user shall install and maintain in-line flow meters or other suitable devices for measuring and recording the quantity of water appropriated.


The right to the use of the water for the above purpose is restricted to the lands or place of use herein described and is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

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

This certificate is issued to confirm a change from SURFACE WATER POINTS OF DIVERSION TO GROUNDWATER POINTS OF APPROPRIATION, PLACE OF USE AND CHARACTER OF USE approved by an order of the Water Resources Director entered August 25, 2008, at Special Order Volume 75, Page 640, approving Transfer Application 7100, and together with Certificate 84410, supercedes Certificate 55764, State record of Water Right Certificates.

SEP 04 2015

Issued _____



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