

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DOUGLAS COUNTY WATER RESOURCES
1036 SE DOUGLAS AVE
COURTHOUSE ROOM 306
ROSEBURG OR 97470

confirms the right to use the waters of GALESVILLE RESERVOIR, COW CREEK, AND SOUTH UMPQUA RIVER, TRIBUTARIES OF UMPQUA RIVER, for, IRRIGATION OF 2.2 ACRES, SUPPLEMENTAL IRRIGATION of 70.91 ACRES, INDUSTRIAL USE, AND QUASI-MUNICIPAL USES.

This right was perfected under Permit S-52932. The date of priority is JULY 14, 1993. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed COW CREEK - 0.012 CUBIC FOOT PER SECOND (CFS) FOR IRRIGATION; SOUTH UMPQUA RIVER - 0.828 CFS, BEING 0.028 CFS FOR IRRIGATION AND 0.80 CFS FOR INDUSTRIAL USE; GALESVILLE RESERVOIR (STORED WATER ONLY) - 280.13 ACRE-FEET, BEING 90.13 ACRE-FEET FOR SUPPLEMENTAL IRRIGATION, 95.0 ACRE-FEET FOR QUASI-MUNICIPAL USE, AND 95.0 ACRE-FEET FOR INDUSTRIAL USE or its equivalent in case of rotation, measured at the point of diversion.

PERIOD OF USE:

IRRIGATION FROM COW CREEK - APRIL 1 THROUGH APRIL 30

IRRIGATION FROM SOUTH UMPQUA RIVER - MARCH 1 THROUGH APRIL 30

SUPPLEMENTAL IRRIGATION FROM STORED WATER WITHIN THE COW CREEK SUBBASIN - APRIL 1 TO OCTOBER 1

SUPPLEMENTAL IRRIGATION FROM STORED WATER WITHIN THE SOUTH UMPQUA BASIN (EXCLUDING THE COW CREEK SUBBASIN) - MARCH 1 THROUGH OCTOBER 31

QUASI-MUNICIPAL USE FROM COW CREEK - JANUARY 1 THROUGH APRIL 30

INDUSTRIAL USE FROM SOUTH UMPQUA - DECEMBER 1 THROUGH APRIL 30

QUASI-MUNICIPAL AND INDUSTRIAL USE FROM STORED WATER - YEAR ROUND

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 point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
31 S	4 W	WM	28	SW NE	180 FEET NORTH AND 3030 FEET EAST FROM W1/4 CORNER, SECTION 28

THE POINTS OF DIVERSION OF LIVE FLOW AND WITHDRAWAL OF STORED WATER:

COW CREEK DIVERSIONS								
Contract	Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
I-92-15	30 S	6 W	WM	24	SW NE			750 FEET NORTH AND 450 FEET EAST FROM SE CORNER, DLC 47
I-92-23	30 S	6 W	WM	24	SE NW		47	370 FEET NORTH AND 890 FEET WEST FROM SE CORNER, DLC 47
I-92-22	30 S	6 W	WM	27	SW SE			350 FEET NORTH AND 90 FEET EAST FROM S1/4 CORNER, SECTION 27
I-92-19	30 S	6 W	WM	32	NE NE		39	1420 FEET NORTH AND 250 FEET WEST FROM W1/4 CORNER, SECTION 33
I-92-12	32 S	4 W	WM	7	NE NW			1230 FEET SOUTH AND 1205 FEET WEST FROM N1/4 CORNER, SECTION 7

SOUTH UMPQUA RIVER DIVERSIONS								
Contract	Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
I-92-21 #1	26 S	6 W	WM	32	SE SE	10		620 FEET NORTH AND 20 FEET WEST FROM SE CORNER, SECTION 32
I-92-21 #2	26 S	6 W	WM	32	SW SW	9		2300 FEET SOUTH AND 850 FEET EAST FROM W1/4 CORNER, SECTION 32
I-92-10	27 S	5 W	WM	19	NW NW		39	680 FEET SOUTH AND 260 FEET EAST FROM NW CORNER, SECTION 19
I-92-24 #2	27 S	6 W	WM	14	SE SE		53	950 FEET NORTH AND 190 FEET WEST FROM SE CORNER, SECTION 14
I-92-13	27 S	6 W	WM	16	SE SE		42	700 FEET NORTH AND 950 FEET WEST FROM SE CORNER, SECTION 16
I-92-24 #1	27 S	6 W	WM	24	NE NE		60	1030 FEET SOUTH AND 330 FEET WEST FROM NE CORNER, SECTION 24
U&I-92-1	28 S	6 W	WM	35	SE SE			160 FEET NORTH AND 1040 FEET WEST FROM SE CORNER, SECTION 35
U&I-94-2	30 S	5 W	WM	5	SW NW			2030 FEET SOUTH AND 500 FEET EAST FROM NW CORNER, SECTION 5
I-92-2	30 S	5 W	WM	6	SE NE			760 FEET NORTH AND 780 FEET WEST FROM E1/4 CORNER, SECTION 6
I-92-18	30 S	5 W	WM	19	NW SE		43	SOUTH 38 DEGREES 39 MINUTES EAST, 620 FEET FROM C1/4 CORNER, SECTION 19

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-SEVENTIETH of one cubic foot per second (or its equivalent) and 3.5 acre-feet from within the Cow Creek subbasin and ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet within the South Umpqua basin for each acre irrigated during the irrigation season of each year.

A description of the place of use is as follows:

SUPPLEMENTAL IRRIGATION FROM GALESVILLE RESERVOIR WITHIN THE COW CREEK SUBBASIN:

SUPPLEMENTAL IRRIGATION								
Contract	Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
I-92-12	32 S	4 W	WM	7	NE NW			0.5
I-92-12	32 S	4 W	WM	7	SE NW			0.2
I-92-15	30 S	6 W	WM	24	SW NE			0.8
I-92-23	30 S	6 W	WM	24	SW NW		47	1.0
I-92-23	30 S	6 W	WM	24	SE NW		47	5.6
I-92-22	30 S	6 W	WM	27	SW SE	2		2.0
I-92-19	30 S	6 W	WM	32	NE NE		39	0.2
I-92-19	30 S	6 W	WM	32	SE NE	4		3.3
I-92-19	30 S	6 W	WM	32	SE NE		39	0.7
I-92-19	30 S	6 W	WM	33	NW NW	2		0.2
I-92-19	30 S	6 W	WM	33	NW NW		39	0.6
I-92-19	30 S	6 W	WM	33	SW NW	1		7.7
I-92-19	30 S	6 W	WM	33	SW NW		39	1.5

PRIMARY IRRIGATION FROM SOUTH UMPQUA RIVER AND SUPPLEMENTAL IRRIGATION FROM GALESVILLE RESERVOIR WITHIN THE SOUTH UMPQUA RIVER BASIN:

IRRIGATION								
Contract	Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
I-92-10	27 S	5 W	WM	19	NW NW		39	0.2
I-92-2	29 S	5 W	WM	31	SE SE		44	1.7
I-92-2	29 S	5 W	WM	32	SW SW		44	0.1
I-92-2	30 S	5 W	WM	6	NE NE		38	0.2

SUPPLEMENTAL IRRIGATION								
Contract	Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
I-92-21 #2	26 S	6 W	WM	32	SE SW	16		4.5
I-92-21 #2	26 S	6 W	WM	32	NW SE	17		0.5
I-92-21 #2	26 S	6 W	WM	32	SW SE	18		0.7
I-92-21 #2	26 S	6 W	WM	32	SW SE		55	1.6
I-92-10	27 S	5 W	WM	19	NW NW		39	0.2
I-92-21 #1	27 S	6 W	WM	5	NW NE	6		7.1
I-92-21 #2	27 S	6 W	WM	5	NE NW	14		7.6
I-92-21 #2	27 S	6 W	WM	5	NE NW	10		1.4
I-92-21 #2	27 S	6 W	WM	5	NW NW	11		3.2
I-92-24 #2	27 S	6 W	WM	13	SW SW		53	3.2
I-92-24 #2	27 S	6 W	WM	14	SE SE		53	3.8
I-92-13	27 S	6 W	WM	16	SE SE		42	0.82
I-92-13	27 S	6 W	WM	16	SE SE	5		0.29
I-92-24 #1	27 S	6 W	WM	24	NE NE		60	1.6
I-92-24 #1	27 S	6 W	WM	24	SE NE		60	0.3
I-92-2	29 S	5 W	WM	31	SE SE		44	1.7
I-92-2	29 S	5 W	WM	32	SW SW		44	0.1
I-92-2	30 S	5 W	WM	6	NE NE		38	0.2
I-92-18	30 S	5 W	WM	19	NW SE		43	1.5

INDUSTRIAL USE					
Contract	Twp	Rng	Mer	Sec	Q-Q
U&I-92-1	28 S	6 W	WM	35	SE SE
U&I-92-1	29 S	6 W	WM	2	NE NE

QUASI-MUNICIPAL USE					
Contract	Twp	Rng	Mer	Sec	Q-Q
U&I-92-4	29 S	5 W	WM	27	SW NW
U&I-92-4	29 S	5 W	WM	27	NW SW
U&I-92-4	29 S	5 W	WM	27	SW SW
U&I-92-4	29 S	5 W	WM	28	SE NE
U&I-92-4	29 S	5 W	WM	28	NE SW
U&I-92-4	29 S	5 W	WM	28	SE SW
U&I-92-4	29 S	5 W	WM	28	SE 1/4
U&I-92-4	29 S	5 W	WM	32	SE NE
U&I-92-4	29 S	5 W	WM	32	NE SE
U&I-92-4	29 S	5 W	WM	32	SE SE
U&I-92-4	29 S	5 W	WM	33	NE 1/4
U&I-92-4	29 S	5 W	WM	33	NW 1/4
U&I-92-4	29 S	5 W	WM	33	SW 1/4
U&I-92-4	29 S	5 W	WM	33	SE 1/4
U&I-92-4	29 S	5 W	WM	34	NW NW
U&I-92-4	29 S	5 W	WM	34	SW NW
U&I-92-4	30 S	5 W	WM	4	NE NW
U&I-92-4	30 S	5 W	WM	4	NW NW
U&I-92-4	30 S	5 W	WM	4	SW NW
U&I-92-4	30 S	5 W	WM	4	NW SW
U&I-92-4	30 S	5 W	WM	5	NE 1/4
U&I-92-4	30 S	5 W	WM	5	SW NW
U&I-92-4	30 S	5 W	WM	5	SE NW
U&I-92-4	30 S	5 W	WM	5	SW 1/4
U&I-92-4	30 S	5 W	WM	5	NE SE
U&I-92-4	30 S	5 W	WM	5	NW SE
U&I-92-4	30 S	5 W	WM	6	NE SE
U&I-92-4	30 S	5 W	WM	6	SW SE
U&I-92-4	30 S	5 W	WM	6	SE SE
U&I-92-4	30 S	5 W	WM	7	NE 1/4
U&I-92-4	30 S	5 W	WM	7	NE SW
U&I-92-4	30 S	5 W	WM	7	SW SW
U&I-92-4	30 S	5 W	WM	7	SE SW
U&I-92-4	30 S	5 W	WM	7	SE 1/4
U&I-92-4	30 S	5 W	WM	8	NW NW
U&I-92-4	30 S	5 W	WM	8	SW NW
U&I-92-4	30 S	5 W	WM	8	NW SW

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.
- D. For the authorized points of diversion on Cow Creek and the South Umpqua River and the points of withdrawal for water released from Galesville Reservoir, where the amount of water authorized for diversion (withdrawal) is less than 0.1 cfs a measuring device shall not be required at this time.

For those points of withdrawal for water released from Galesville Reservoir where the water is being used as a supplemental supply on existing rights of record, a measuring device shall not be required at this time.

The Director may, in the future, require the water user to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the water user to install a meter or other measuring device, the water user shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period.

Once installed, the water user shall maintain the meter or measuring device in good working order and shall allow the Watermaster access to the meter or measuring device. The Director may provide an opportunity for the water user to submit alternative measuring procedures for review and approval.

The use of water under this right is subject to the terms and conditions of contract No.s U&I 92-1, I-92-2, I-92-10, I-92-12, I-92-13, I-92-15, I-92-18, I-92-19, I-92-21, I-92-22, I-92-23, and I-92-24 (or satisfactory replacements) between Douglas County and individual water users, and copies of which are on file in the records of the Water Resources Department.

The right is limited to any deficiency in the available supply of any prior right existing for the same land.

At the points of diversion on Cow Creek and the South Umpqua River and at the points of withdrawal for water released from Galesville Reservoir the water user shall maintain and operate fish screening to prevent fish from entering the diversion.

The water user shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the water user has requested and been granted a fish passage waiver by the Oregon Fish and Wildlife Commission. The water user is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator, before beginning construction of any in-channel obstruction.

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.

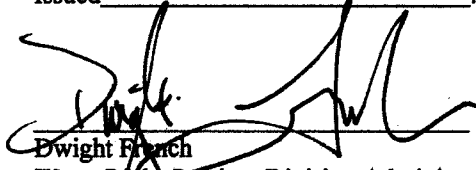
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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; however, water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

Issued DEC 24 2015



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