

STATE OF OREGON
COUNTY OF SHERMAN
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FRED JUSTESEN
59720 TWIN LAKES RD
GRASS VALLEY OR 97029

confirms the right to use the waters of A WELL IN FINNIGAN CREEK BASIN, for IRRIGATION OF 15.0 ACRES, AND STORAGE AND MAINTENANCE FOR RECREATION, WILDLIFE, FISH, AND AESTHETICS, TO BE STORED IN DAVIS LAKE, WINDMILL LAKE, AND SOUTH LAKE.

This right was perfected under Permit G-15624. The date of priority is JUNE 7, 2001. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.19 CUBIC FOOT PER SECOND (CFS), BEING 0.19 CFS FOR IRRIGATION, AND 0.19 CFS FOR RESERVOIR MAINTENANCE, AND 26.3 ACRE- FEET (AF), BEING 9.1 AF FOR DAVIS LAKE; 9.0 AF FOR WINDMILL LAKE; AND 8.2 AF FOR SOUTH LAKE or its equivalent in case of rotation, measured at the well.

The period of use is March 1 through October 31 for irrigation, and year-round for storage and reservoir maintenance.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 S	16 E	WM	19	NE SE	50 FEET SOUTH AND 50 FEET WEST FROM NE CORNER OF S1/2, SECTION 19

The dam locations are as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 S	16 E	WM	19	SW SE	DAVIS LAKE - 522 FEET NORTH AND 2255 FEET WEST FROM SE CORNER, SECTION 19
3 S	16 E	WM	30	SW SE	SOUTH LAKE - 165 FEET NORTH AND 1275 FEET WEST FROM SE CORNER, SECTION 30
3 S	16 E	WM	30	SE SE	WINDMILL LAKE - 1120 FEET NORTH AND 365 FEET WEST FROM SE CORNER, SECTION 30

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 3.0 acre-foot for each acre irrigated during the irrigation season of each year.

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.

A description of the place of use is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	16 E	WM	19	NE SE	15.0

The area submerged by the reservoirs is located as follows:

Twp	Rng	Mer	Sec	Q-Q
3 S	16 E	WM	19	NE SE
3 S	16 E	WM	19	NW SE
3 S	16 E	WM	19	SW SE
3 S	16 E	WM	19	SE SE
3 S	16 E	WM	29	NW SW
3 S	16 E	WM	29	SW SW
3 S	16 E	WM	30	SW SE
3 S	16 E	WM	30	SE SE

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device 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.

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.

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 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.

The wells 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 useable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the wells 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.

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

THIS CERTIFICATE IS ISSUED TO CORRECT A SCRIVENER'S ERROR IN THE CAPACITY OF SOUTH LAKE AND SUPERSEDES CERTIFICATE 90984.

Issued MAR 04 2016



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