

STATE OF OREGON
 COUNTY OF LAKE
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WAYNE CLARK
 68 LEVERONI COURT SUITE 200
 NOVATO CA 94949

confirms the right to store water perfected under the terms of Permit R-11347. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: R-70484

SOURCE OF WATER: CHEWAUCAN RIVER, A TRIBUTARY OF LAKE ABERT

STORAGE FACILITY: RIVERS END RESERVOIR

PURPOSE or USE: STORAGE FOR WILDLIFE HABITAT AND IRRIGATION TO BE APPROPRIATED UNDER APPLICATION S-70921, PERMIT S-51164

MAXIMUM STORAGE VOLUME: 1839.0 ACRE-FEET EACH YEAR

DATE OF PRIORITY: JULY 16, 1990

The dam is located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances From Map to Accompany Claim of Beneficial Use received on February 10, 2012 |
|------|------|-----|-----|-------|--|
| 35 S | 21 E | WM | 21 | SW SW | 918 FEET NORTH AND 1352 FEET WEST FROM N1/4 CORNER, SECTION 28 |

The area submerged by the reservoir is as follows (from Map to Accompany Area-Capacity Curve received on September 11, 2015):

| Twp | Rng | Mer | Sec | Q-Q |
|------|------|-----|-----|-------|
| 35 S | 20 E | WM | 13 | NE NE |
| 35 S | 21 E | WM | 17 | NW SW |
| 35 S | 21 E | WM | 17 | SW SW |
| 35 S | 21 E | WM | 17 | SE SW |
| 35 S | 21 E | WM | 18 | SW NE |
| 35 S | 21 E | WM | 18 | NW NW |
| 35 S | 21 E | WM | 18 | SW NW |
| 35 S | 21 E | WM | 18 | SE NW |

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.

*withdrawn
 sov 113, Pg 1*

| Twp | Rng | Mer | Sec | Q-Q |
|------------|------------|------------|------------|------------|
| 35 S | 21 E | WM | 18 | NE SE |
| 35 S | 21 E | WM | 18 | NW SE |
| 35 S | 21 E | WM | 18 | SW SE |
| 35 S | 21 E | WM | 18 | SE SE |
| 35 S | 21 E | WM | 19 | NE NE |
| 35 S | 21 E | WM | 19 | SE NE |
| 35 S | 21 E | WM | 20 | NE NW |
| 35 S | 21 E | WM | 20 | NW NW |
| 35 S | 21 E | WM | 20 | SW NW |
| 35 S | 21 E | WM | 20 | SE NW |
| 35 S | 21 E | WM | 20 | NE SW |
| 35 S | 21 E | WM | 20 | NW SW |
| 35 S | 21 E | WM | 20 | SW SW |
| 35 S | 21 E | WM | 20 | SE SW |
| 35 S | 21 E | WM | 20 | NE SE |
| 35 S | 21 E | WM | 20 | NW SE |
| 35 S | 21 E | WM | 20 | SW SE |
| 35 S | 21 E | WM | 20 | SE SE |
| 35 S | 21 E | WM | 21 | NW SW |
| 35 S | 21 E | WM | 21 | SW SW |
| 35 S | 21 E | WM | 21 | SE SW |
| 35 S | 21 E | WM | 28 | NE NW |
| 35 S | 21 E | WM | 28 | NW NW |
| 35 S | 21 E | WM | 28 | SW NW |
| 35 S | 21 E | WM | 28 | SE NW |
| 35 S | 21 E | WM | 29 | NE NE |
| 35 S | 21 E | WM | 29 | NW NE |
| 35 S | 21 E | WM | 29 | SW NE |
| 35 S | 21 E | WM | 29 | SE NE |
| 35 S | 21 E | WM | 29 | NE NW |
| 35 S | 21 E | WM | 29 | SE NW |

The dam shall be operated and maintained according to the final specifications and as-built drawings as approved by the Water Resources Department on September 11, 2015, on file with the Water Resources Department.

The outlet gate shall be cycled at least once each year and shall be fully operational. The embankment and spillway shall be kept clear of brush, debris, and burrowing animals.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provisions of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

THE WATER USER SHALL COMPLY WITH THE LAND MANAGEMENT AND RESERVOIR OPERATION PROVISIONS CONTAINED IN THE DRAFT LEASE AGREEMENT BETWEEN THE U.S. FISH AND WILDLIFE SERVICE AND THE WATER USER WHICH IS HEREBY REFERENCED AND MADE A PART OF THIS CERTIFICATE (ATTACHED).

SHOULD A LEASE AGREEMENT BE NEGOTIATED AND SIGNED BY THE OREGON DEPARTMENT OF FISH AND WILDLIFE, THE U.S. FISH AND WILDLIFE SERVICE AND THE WATER USER, THE SIGNED DOCUMENT SHALL SUPERSEDE THE REFERENCED DRAFT LEASE WHEN IT IS DELIVERED TO AND APPROVED BY THE WATER RESOURCES DEPARTMENT.

ADDITIONALLY, INFLOW WHICH EXCEEDS THE USES ALLOWED WITHIN THIS RIGHT OR CAUSES THE RESERVOIR LEVELS TO EXCEED THOSE LISTED IN EITHER ABOVE REFERENCED LEASE SHALL BE PASSED THROUGH THE RESERVOIR.

THE WATERMASTER MAY REGULATE WATER USE WHEN THE OREGON DEPARTMENT OF FISH AND WILDLIFE NOTIFIES THE WATERMASTER OF NONCOMPLIANCE WITH THE ABOVE REFERENCED LEASE.

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.

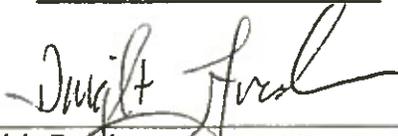
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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 storage of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

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

Issued MAR 22 2019



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

