

STATE OF OREGON
COUNTY OF DESCHUTES
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STATE OF OREGON
WATER RESOURCES DEPARTMENT

confirms the right to use the waters of Whychus Creek (formally Squaw Creek), for instream use for conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat and other ecological values, recreation and pollution abatement.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Crook County. The date of priority is 1883. The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed:

Reach	Instream Period and Instream Rate	
	April 1 through May 15	May 16 through October 31
Reach No. 1	0.67 Cubic Foot per Second (CFS)	0.37 CFS
Reach No. 2	0.14 CFS	0.14 CFS
Reach No. 3	0.13 CFS	0.13 CFS

The description of the stream reach in which flows are to be maintained is as follows:

Reach No. 1: From the location of the diversion authorized previously under Certificate 81663, located approximately at:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15 S	10 E	WM	9	SE NW	BUCHANAN DITCH - 2050 FEET SOUTH AND 1250 FEET WEST FROM THE NORTH 1/4 CORNER OF SECTION 9

To River Mile (RM) 16.5 on Whychus Creek

Reach No. 2: From RM 16.5 to the mouth of Whychus Creek and then into the Deschutes River to Lake Billy Chinook (RM 120).

Reach No. 3: From Lake Billy Chinook (RM 120) to the mouth of Deschutes River

Water rights upstream of the original point of diversion shall not be subject to regulation for flows in excess of the quantities to which this instream water right is entitled at the original point of diversion.

Within the specified stream reach, the amount of water to which this right is entitled shall not exceed the quantity of water legally available at the original point of diversion. Stream channel losses and gains calculated based on available data and the use of water by senior appropriators will determine the amount of water to which this right is entitled downstream from the original point of diversion within the specified stream reach.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or 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.

Within the instream reach on Whychus Creek above the confluence with Indian Ford Creek, during the period April 1 through September 30, any instream water right established by this transfer application may be in addition to instream water rights established pursuant to ORS 537.341, ORS 537.346, ORS 537.348 and ORS 537.470, unless otherwise specified in an order approving a new instream water right under these statutes. During the month of October, any instream water right established by this transfer application may replace a portion of instream water rights established pursuant to ORS 537.341 or ORS 537.346 and be in addition to instream water rights established pursuant to ORS 537.348 or ORS 537.470, unless otherwise specified in an order approving a new instream water right under these statutes.

Within the reach on Whychus Creek below the confluence with Indian Ford Creek, during the period April 1 through October 31, any instream water right established by this transfer application may replace a portion of instream water rights established pursuant to ORS 537.341 or ORS 537.346 and be in addition to instream water rights established pursuant to ORS 537.348 or ORS 537.470, unless otherwise specified in an order approving a new instream water right under these statutes.

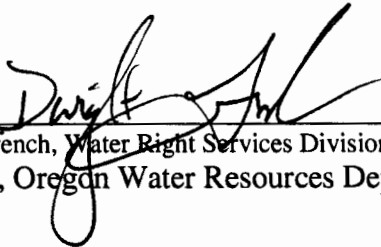
Within the reach on the Deschutes River, during the period April 1 through October 31, any instream water right established by this transfer application may replace a portion of instream water rights established pursuant to ORS 537.341 or ORS 537.346 and be in addition to instream water rights established pursuant to ORS 537.348 or ORS 537.470, unless otherwise specified in an order approving a new instream water right under these statutes.

The right is subject to all other terms and conditions of Certificates 36137 and 67284, and any related decree.

This certificate is issued to confirm a change in use and place of use approved by an order of the Water Resources Director recorded in Special Order Volume 101, Page 321, approving Transfer T-11320, and along with Certificate 91486 and 91487 supersedes Certificates 36137 and 67284, State Record of Water Right Certificate.

JUN 27 2016

WITNESS the signature of the Water Resources Director, affixed _____.



Dwight French, Water Right Services Division Administrator, for
Director, Oregon Water Resources Department