

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BONNEVILLE POWER ADMINISTRATION
ATTN: MARIAN WOLCOTT
PO BOX 3621
PORTLAND OR 97208

confirms the right to use the waters of UMATILLA RIVER, A TRIBUTARY OF COLUMBIA RIVER for JUVENILE SALMON ACCLIMATION PRIOR TO RELEASE INTO RIVER (NON-COMSUMPTIVE USE).

This right was perfected under Permit S-53643. The date of priority is JULY 5, 1994. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 8.0 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

Water may be appropriated during the period of March 15 through May 31 of each year.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 N	35 E	WM	4	SW NW	1150 FEET NORTH AND 400 FEET EAST FROM W1/4 CORNER, SECTION 4

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q
2 N	35 E	WM	4	SW NW

Measurement, recording and reporting conditions:

- A. The water user shall maintain a meter or other suitable measuring device as approved by the Director in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water use information, including the place and nature of use of water under the right.
- 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.

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.

Diversion screening or fish passage facilities shall be operated to Oregon Department of Fish and Wildlife specifications.

All diverted water shall be returned to the river as closely as possible to, but not more than 60 feet downstream from, the point of diversion.

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.

Issued JUL 08 2016 .

A handwritten signature in black ink, appearing to read "Dwight French", written over a horizontal line.

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