

STATE OF OREGON
COUNTY OF JOSEPHINE
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOYCE W GANDY TRUST
330 S POPLAR 103
PIERRE, SD 57501

confirms the right to store water perfected under the terms of Permit R-12020. 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-70679

SOURCE OF WATER: A WELL AND TWO SUMPS, APPROPRIATED UNDER APPLICATION G-12241, PERMIT G-12777, AND AN UNNAMED STREAM, A TRIBUTARY OF BUMMER CREEK

STORAGE FACILITY: 5 UNNAMED RESERVOIRS

PURPOSE or USE: AESTHETICS AND WILDLIFE IN RESERVOIRS #1, 3, 4, 5, AND 6

MAXIMUM STORAGE VOLUME: 4.67 ACRE-FEET (AF) PER YEAR, BEING 0.90 AF IN RESERVOIR #1, 0.09 AF IN RESERVOIR #3, 1.98 AF IN RESERVOIR #4, 0.23 AF IN RESERVOIR #5 AND 1.47 AF IN RESERVOIR #6, EACH YEAR

PERIOD OF USE: DECEMBER 1 THROUGH MARCH 31 FROM THE UNNAMED STREAM AND TWO SUMPS;
YEAR ROUND FROM THE WELL

DATE OF PRIORITY: SEPTEMBER 24, 1990

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
34 S	6 W	WM	28	SE SW	WELL - 170 FEET SOUTH AND 360 FEET WEST FROM C-S 1/16 CORNER, SECTION 28
34 S	6 W	WM	28	SE SW	SUMP 3 - 150 FEET SOUTH AND 800 FEET WEST FROM C-S 1/16 CORNER, SECTION 28
34 S	6 W	WM	28	SE SW	SUMP 4 - 660 FEET SOUTH AND 870 FEET WEST FROM C-S 1/16 CORNER, SECTION 28

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 area submerged by this reservoir is as follows:

Twp	Rng	Mer	Sec	Q-Q
34 S	6 W	WM	28	SE 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.

Notwithstanding that Oregon Department of Fish and Wildlife has made a determination that fish screens and/or a fishway at the obstruction are not necessary at this time, the water user may be required in the future to install, maintain, and operate fish screening and/a fishway to prevent fish from entering the diversion, and to provide adequate upstream and downstream passage for fish.

The storage of water allowed herein is subject to the installation and maintenance of a fully functional conduit/gate assembly having a minimum diameter of 8 inches.

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.

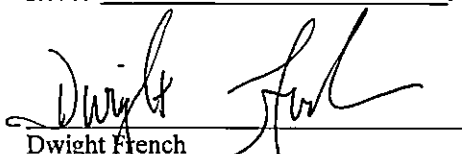
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plans.

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

FEB 16 2018

Issued _____


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