

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BOISE CASCADE WOOD PRODUCTS LLC
90 S 21ST ST
ELGIN OR 97827

confirms the right to store water perfected under the terms of Permit R-15380. 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-88249

SOURCE OF WATER: WASTEWATER AND RUNOFF, TRIBUTARIES OF PHILLIPS CREEK

STORAGE FACILITY: ELGIN COMPLEX PWP 2 RESERVOIR

PURPOSE OR USE OF THE STORED WATER: IRRIGATION AND INDUSTRIAL/MANUFACTURING PURPOSES

MAXIMUM VOLUME: 80.5 ACRE-FEET

RUN-OFF MAY BE DIVERTED FOR STORAGE DURING THE PERIOD: DECEMBER 1 THROUGH APRIL 14

WASTEWATER MAY BE DIVERTED FOR STORAGE DURING THE PERIOD: JANUARY 1 THROUGH DECEMBER 31

DATE OF PRIORITY: JUNE 24, 2016

POINT OF DIVERSION:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	39 E	WM	16	SW SE	60 FEET NORTH AND 1930 FEET WEST FROM SE CORNER, SECTION 16

POINT OF DIVERSION AND DAM LOCATION:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	39 E	WM	21	NE NE	480 FEET SOUTH AND 700 FEET WEST FROM NE CORNER, SECTION 21

THE AREA SUBMERGED BY THE RESERVOIR IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
1 N	39 E	WM	21	NE NE

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.

Measurement Devices and Recording/ Reporting of Annual Water Storage Conditions:

- A. The water user shall maintain a staff gage that measures the entire range and stage between full reservoir level and dead-pool storage in the reservoir in good working order.
- B. The water user shall allow the watermaster access to the device; provided however, where any 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 volume of water stored, and may require the water user to report water-storage 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.
- D. The Director may provide an opportunity for the water user to submit alternative measuring and reporting procedures for review and approval.

Water Quality Condition:

The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

Reservoir Conditions

The water user shall perform visual daily monitoring to identify developing seepage.

The water user shall perform direct visual observation of water level during inflow periods when water level is at or above 2752.0 feet.

The water user shall fully operate (cycle from full closed to full open) all outlet valves at least once per year.

The water user shall maintain and test alarm function on an annual or more frequent basis.

Maximum operating water level shall be no more than 2753.4 feet. This level may only be exceeded on a limited basis by direct rainfall. In such an event, all pumped inflow shall cease.

The water user shall make the following changes to the operations manual as needed in the future:

Update information on the warning sensor and its operation, maintenance and testing.

Level indicator and alarm shall be set and maintained to go off at 2.0 feet of freeboard, which is 2754.4 feet.

Provide additional detail on the procedure for cutting off water to the reservoir and a way to drain the reservoir (e.g. pumping) so that the conduit is no longer pressurized in the event of observed leakage.

Maintain and update the operations manual as needed.

The water user shall maintain these records and provide verbal summary of operations during the Department's routine periodic dam inspections.

Dam Conditions

The constructed works shall conform to the plans and specifications as described in the report dated September 27, 2018, which is on file with the Water Resources Department's Dam Safety Program.

Routine maintenance or repair of the dam, its spillway and all appurtenant structures shall be performed to include, but not limited to, removal of woody or high vegetation from the embankment, abutments and spillway, removal of debris from the reservoir, and annual or more frequent cycling of the valve or gate for the low level conduit.

Repair or replacement of defective or worn out equipment (including, but not limited to gates, valves, and conduits) shall be completed as needed.

All enlargements, modifications, or alterations of the dam shall be based on design plans and specifications prepared by a Registered Professional Engineer licensed in Oregon. These plans shall be approved by the Department's Dam Safety Program prior to such alterations of the dam, its spillway or any appurtenant structure(s).

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.

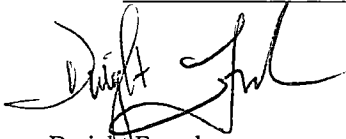
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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

Issued MAR 02 2022



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