

STATE OF OREGON  
 COUNTY OF HOOD RIVER  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ICE FOUNTAIN WATER DISTRICT  
 1185 TUCKER RD  
 HOOD RIVER OR 97031

confirms the right to the use of water perfected under the terms of Permit S-53679. 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: S-73940

SOURCE OF WATER: A SPRING, A TRIBUTARY OF DITCH CREEK

PURPOSE or USE: DOMESTIC USE FOR 127 HOMES, DOMESTIC USE IN A RESTAURANT AND INDUSTRIAL USE

MAXIMUM RATE: 0.0896 CUBIC FOOT PER SECOND (CFS); BEING 0.088 CFS FOR DOMESTIC USE, 0.001 CFS FOR DOMESTIC USE IN A RESTAURANT, AND 0.0006 CFS FOR INDUSTRIAL USE

PERIOD OF USE: YEAR ROUND FOR THE DOMESTIC USE AND OCTOBER 1 THROUGH APRIL 15 FOR INDUSTRIAL USE

DATE OF PRIORITY: MARCH 2, 1994

The point of diversion is located as follows:

| Twp | Rng  | Mer | Sec | Q-Q   | Measured Distances   |
|-----|------|-----|-----|-------|--|
| 2 N | 10 E | WM  | 19  | SW NW | 720 FEET NORTH AND 1275 FEET EAST FROM W1/4 CORNER, SECTION 19 |

A description of the place of use is as follows:

| Twp | Rng  | Mer | Sec | Q-Q   | DOMESTIC #, USE                             |
|-----|------|-----|-----|-------|---|
| 2 N | 10 E | WM  | 4   | NE SW | 123, 124, 125                               |
| 2 N | 10 E | WM  | 4   | SE SW | 1, 2  |
| 2 N | 10 E | WM  | 8   | NE NE | 3   |
| 2 N | 10 E | WM  | 8   | NE SE | 4, 6; Restaurant                            |
| 2 N | 10 E | WM  | 8   | SE SE | 7, 115                                      |
| 2 N | 10 E | WM  | 9   | NE NW | 8, 9, 106, 107, 108, 110, 111, 112          |
| 2 N | 10 E | WM  | 9   | SW NW | 15, 16, 17, 18, 19, 113, 118, 119, 120, 121 |

**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.



| Twp | Rng  | Mer | Sec | Q-Q   | DOMESTIC #, USE                                  |
|-----|------|-----|-----|-------|--|
| 2 N | 10 E | WM  | 9   | SE NW | 10, 11, 12, 13, 14; Industrial                   |
| 2 N | 10 E | WM  | 9   | NE SW | 20, 21   |
| 2 N | 10 E | WM  | 9   | NW SW | 22   |
| 2 N | 10 E | WM  | 9   | SW SW | 4, 23, 24, 25, 26, 27, 28, 73; Industrial        |
| 2 N | 10 E | WM  | 9   | SE SW | 29   |
| 2 N | 10 E | WM  | 9   | SW SE | 30, 31, 32, 33, 34, 35, 95, 109, 116, 117        |
| 2 N | 10 E | WM  | 16  | NE NE | 36   |
| 2 N | 10 E | WM  | 16  | NW NE | 37, 38, 39                                       |
| 2 N | 10 E | WM  | 16  | SW NE | 40, 50, 126, 127, 128, 129                       |
| 2 N | 10 E | WM  | 16  | NW NW | 41, 42, 43, 44, 45, 46, 51, 52, 53, 93           |
| 2 N | 10 E | WM  | 16  | SE NW | 47, 48, 49                                       |
| 2 N | 10 E | WM  | 16  | NE SW | 54   |
| 2 N | 10 E | WM  | 16  | NW SW | 55, 56, 57, 58, 74, 94                           |
| 2 N | 10 E | WM  | 16  | NW SW | 59   |
| 2 N | 10 E | WM  | 16  | NW SE | 60, 61   |
| 2 N | 10 E | WM  | 17  | NE NE | 62, 63, 64, 65; Industrial                       |
| 2 N | 10 E | WM  | 17  | NW NE | 66, 67, 68, 69                                   |
| 2 N | 10 E | WM  | 17  | SE NW | 70, 71, 72                                       |
| 2 N | 10 E | WM  | 17  | NE SW | 74, 75, 76, 77, 96, 97, 98                       |
| 2 N | 10 E | WM  | 17  | SW SW | 78   |
| 2 N | 10 E | WM  | 17  | SE SW | 79, 80, 81, 82, 99, 100, 101, 102, 103, 104, 105 |
| 2 N | 10 E | WM  | 17  | NE SE | 83   |
| 2 N | 10 E | WM  | 17  | SE SE | 84, 85, 86, 87, 88                               |
| 2 N | 10 E | WM  | 18  | SE SE | 89, 90   |
| 2 N | 10 E | WM  | 20  | NW NW | 91, 92   |

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 require 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 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.

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 place of use described.

Issued JUL 22 2022



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