

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LAURA BAILEY
DONALD BAILEY
1455 BECKER RD
ROSEBURG OR 97471

confirms the right to the use of water perfected under the terms of Permit S-52792. 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-80208

SOURCE OF WATER: SPRINGS 1, 2, 3, 4, AND 5, HAWKIN'S LAKE AND RESERVOIR #1, TO BE CONSTRUCTED UNDER APPLICATION R-80207, PERMIT R-12036, ALL TRIBUTARIES OF ELGAROSE CREEK

PURPOSE or USE: IRRIGATION OF 4.0 ACRES, DOMESTIC USE EXPANDED FOR TWO HOUSEHOLDS, LIVESTOCK, FISH, WILDLIFE, AND RECREATION

MAXIMUM RATE/VOLUME ALLOWED: 0.2 CUBIC FOOT PER SECOND (CFS) FROM LIVE FLOW, BEING 0.005 CFS FROM EACH OF SPRINGS #1 AND #2 AND 0.01 CFS FROM SPRING 4 FOR DOMESTIC USE EXPANDED FOR TWO HOUSEHOLDS; 0.005 CFS FROM EACH OF SPRINGS #1, #2, AND #3 FOR LIVESTOCK; 0.005 CFS FROM SPRING #3 AND 0.11 CFS FROM SPRING #5 FOR WILDLIFE, FISH AND RECREATION; 0.02 CFS FROM SPRING #3 AND 0.03 CFS FROM SPRING #5 FOR IRRIGATION; AND 18.11 ACRE-Feet PER YEAR OF STORED WATER

PERIOD OF USE: YEAR-ROUND FROM SPRINGS #1, #2, AND #4 FOR DOMESTIC USE EXPANDED, WILDLIFE, FISH, RECREATION AND LIVESTOCK; YEAR ROUND FROM SPRINGS #3 AND #5 FOR LIVESTOCK; DECEMBER 1 THROUGH JUNE 30 FOR WILDLIFE, FISH, AND RECREATION, AND MARCH 1 THROUGH JUNE 30 FOR IRRIGATION FROM NATURAL FLOW; MARCH 1 THROUGH OCTOBER 31 FOR IRRIGATION FROM STORED WATER ONLY

DATE OF PRIORITY: APRIL 17, 1995

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.

POINT OF DIVERSION LOCATION:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	7 W	WM	33	NW NE	SPRING # 5 - 1230 FEET SOUTH AND 710 FEET EAST FROM N1/4 CORNER, SECTION 33
26 S	7 W	WM	33	NW NE	HAWKIN'S LAKE - 1030 FEET SOUTH AND 720 FEET EAST FROM N1/4 CORNER, SECTION 33
26 S	7 W	WM	33	SW NE	SPRING # 2 - 2440 FEET SOUTH AND 1120 FEET EAST FROM N1/4 CORNER, SECTION 33
26 S	7 W	WM	33	SW NE	SPRING # 3 - 2120 FEET SOUTH AND 270 FEET EAST FROM N1/4 CORNER, SECTION 33
26 S	7 W	WM	33	SW NE	RESERVOIR # 1 - 2420 FEET SOUTH AND 770 FEET EAST FROM N1/4 CORNER, SECTION 33
26 S	7 W	WM	33	SW NE	SPRING # 1 - 1900 FEET SOUTH AND 1090 FEET EAST FROM N1/4 CORNER, SECTION 33
26 S	7 W	WM	33	NE NW	SPRING # 4 - 1110 FEET SOUTH AND 660 FEET WEST FROM N1/4 CORNER, SECTION 33

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	7 W	WM	33	NW NE	2.8
26 S	7 W	WM	33	SW NE	1.2

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.
- 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.

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 DEC 06 2024.



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

