### STATE OF OREGON

#### **COUNTY OF UMATILLA**

## CERTIFICATE OF WATER RIGHT

### THIS CERTIFICATE ISSUED TO

JOHN STREDWICK SANDRA STREDWICK 73027 N GROSSCUP RD WEST RICHLAND, WA 99353 LENNY LEEN KELLI LEEN 154 RUSSET RD WALLA WALLA, WA 99362

DELMAR GRIEBEL THERESA GRIEBEL 448 SW 12TH ST COLLEGE PLACE, WA 99324

AARON LEEN 917 OLYMPIA DR WALLA WALLA, WA 99362 ALETHA L. GRUZENSKY 1020 S COLLEGE AVE COLLEGE PLACE WA 99324

confirms the right to store water perfected under the terms of Permit R-15009. 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-87846

SOURCE OF WATER: COLD SPRING, TRIBUTARY TO PINE CREEK

STORAGE FACILITY: STORAGE TANKS

MAXIMUM VOLUME: 0.0724 ACRE-FOOT

DATE OF PRIORITY: OCTOBER 12, 2012

WATER MAY BE APPROPRIATED AS FOLLOWS: NOVEMBER 1 THROUGH APRIL 14

USE: MULTIPLE PURPOSE

Storage Tank Location/Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
4 N	37 E	WM	28	SW SE	LENNY LEEN STORAGE TANK - 370 FEET NORTH AND 140 FEET EAST FROM S1/4 CORNER, SECTION 28
4 N	37 E	WM	28	SW SE	AARON LEEN STORAGE TANK - 140 FEET NORTH AND 560 FEET EAST FROM S1/4 CORNER, SECTION 28
4 N	37 E	WM	33	NW NE	GRIEBEL STORAGE TANK - 240 FEET SOUTH AND 430 FEET EAST FROM N1/4 CORNER, SECTION 33

# 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	Measured Distances	
4 N	37 E	WM	33	NW NE	STORAGE TANK 2 - 320 FEET SOUTH AND 960 FEET EAST	
					FROM N1/4 CORNER, SECTION 33	
4 N	37 E	WM	33	NW NE	GRUZENSKY STORAGE TANK - 530 FEET SOUTH AND 640	
					FEET EAST FROM N1/4 CORNER, SECTION 33	
4 N	37 E	WM	33	NW NE	SPRING - 420 FEET SOUTH AND 760 FEET EAST FROM N1/4	
					CORNER, SECTION 33	
4 N	37 E	WM	33	NW NE	STORAGE TANK 1 - 430 FEET SOUTH AND 750 FEET EAST	
					FROM N1/4 CORNER, SECTION 33	
4 N	37 E	WM	33	NW NE	GROUP STORAGE TANK - 470 FEET SOUTH AND 730 FEET	
					EAST FROM N1/4 CORNER, SECTION 33	

## The Area to Store Water Will Occur:

Twp	Rng	Mer	Sec	Q-Q	
4 N	37 E	WM	28	SW SE	
4 N	37 E	WM	33	NW NE	

Measurement, recording and reporting conditions:

- A. The Director may require the water user to install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of diversion. If the Director notifies the water user to install a meter or other measuring device, the water user shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the water user shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the device(s). The Director may provide an opportunity for the water user to submit alternative measuring procedures for review and approval.
- B. 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.
- C. The Director may provide an opportunity for the water user to submit alternative measuring and reporting procedures for review and approval.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe (with a minimum diameter of 8" for any in-channel reservoir). This requirement may be waived if the Department determines other means have been provided to evacuate water when necessary.

The water user shall pass all live flow outside the storage season described above.

The Director may require the user to measure inflow and outflow, above and below the reservoir respectively, to ensure that live flow is not impeded outside the storage season. Measurement devices and their implementation must be acceptable to the Director, and the Director may require that data be recorded on a specified periodic basis and reported to the Department annually or more frequently.

Not withstanding that Oregon Department of Fish and Wildlife has made a determination that fish screens and/or by-pass devices are not necessary at the time of permit issuance, the water user may be required in the future to install, maintain, and operate fish screening and/or by-pass devices to prevent fish from entering the diversion, and to provide adequate upstream and downstream passage for fish.

This right allows an annual appropriation (not to exceed the specified volume). This right does not provide for the appropriation of water for out-of-reservoir uses, the maintenance of the water level or maintaining a suitable freshwater condition. If any water is to be used for out-of-reservoir purposes, a secondary water right is required. If any additional live flow is to be appropriated to maintain either the water level or a suitable freshwater condition, an additional water right is required.

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

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

Katherine Ratcliffe

Water Right Services Division Administrator, for

Ivan Gall, Director

Oregon Water Resources Department

