

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ANDREW F KAHN, TRUSTEE OF THE ANDREW F KAHN TRUST U/A/D 1/7/05
SHIRLEY L KAHN, TRUSTEE OF THE SHIRLEY L KAHN TRUST U/A/D 1/7/05
SUNSHINE ROAD HOLDINGS LLC
5120 SUNSHINE RD
ROSEBURG OR 97470

confirms the right to the use of water perfected under the terms of Permit S-55441. 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-89283

SOURCE OF WATER: NORTH UMPQUA RIVER, TRIBUTARY TO UMPQUA RIVER

PURPOSE or USE: DOMESTIC USE EXPANDED FOR THREE HOUSEHOLDS

MAXIMUM RATE: 0.02 CUBIC FOOT PER SECOND

PERIOD OF USE: JANUARY 1 THROUGH DECEMBER 31

DATE OF PRIORITY: OCTOBER 17, 2022

AUTHORIZED POINT OF DIVERSION:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	5 W	WM	26	SE NE	1475 FEET SOUTH AND 100 FEET WEST FROM NE CORNER, SECTION 26

AUTHORIZED PLACE OF USE:

Twp	Rng	Mer	Sec	GLot	Q-Q
26 S	5 W	WM	26		SW NE
26 S	5 W	WM	26	4	NE NW

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.

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.

Water Use Measurement, Recording, and Reporting:

- A. The water user shall maintain, in good working order, an in-line flow restrictor at each point of diversion.
- B. The water user shall allow the watermaster access to the device; provide 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 diverted 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.
- D. The Director may provide an opportunity for the water user to submit alternative measuring and reporting procedures for review and approval.

The water user shall maintain and operate fish screening consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the diversion.

The water user shall maintain adequate passage of native migratory fish at all times (ORS 509.610) and shall not construct, operate or maintain any dam or artificial obstruction to fish passage across any waters of the state that are inhabited, or where historically inhabited by native migratory fish (ORS 509.585).

Any in-water work related to construction, development, or maintenance of the use shall be conducted during the preferred work period of July 15 through August 31, unless an alternate time period is approved by Oregon Department of Fish and Wildlife.

All water use under this right shall comply with state and federal water quality laws. The water user shall not violate any State and federal water quality standards, shall not cause pollution of any waters of the state, and shall not place or cause to be placed any wastes in a location where such wastes are likely to escape or be carried into the waters of the state by any means. The use may be restricted if the quality of source stream or downstream waters decrease to the point those waters no longer meet existing state or federal water quality standards.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

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 19 2025

Katherine Ratcliffe

Katherine Ratcliffe
Water Right Services Division Administrator, for
Ivan Gall, Director
Oregon Water Resources Department