

STATE OF OREGON

COUNTY OF LANE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARJORY AND ROGER GOSSLER
1200 WEAVER RD
SPRINGFIELD, OREGON 97478

confirms the right to use the waters of ONE WELL in the MCKENZIE RIVER BASIN for IRRIGATION OF 4.0 ACRES AND NURSERY OPERATIONS OF 5.0 ACRES.

This right was perfected under Permit G-13125. The date of priority is MAY 9, 1991. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.11 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE 1/4 SW 1/4, SECTION 26, TOWNSHIP 17 SOUTH, RANGE 2 WEST, W.M.; 104 FEET NORTH AND 298 FEET EAST FROM THE NE CORNER OF DLC 48.

The amount of water used for NURSERY OPERATIONS is limited to a diversion of 0.15 cubic foot per second per acre. For the irrigation of **containerized nursery plants**, the amount of water diverted is limited to ONE-FORTIETH of one cubic foot per second (or its equivalent) and 5.0 acre feet per acre per year. For the irrigation of **in ground nursery plants** the amount of water diverted is limited to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre feet per acre per year. The use of water for NURSERY OPERATIONS may be made at anytime, during the period of allowed use specified above, that the use is beneficial. For the irrigation of **any other crop**, the amount of water diverted is limited to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre feet per acre during the irrigation season of each year (March 1 through October 31).

The use of water for irrigation during the period of July 1 through September 30 of each year is subject to the terms and conditions of Contract No. 7-07-10-W1152, or a satisfactory replacement, between the Bureau of Reclamation and the water user (a copy of which is on file in the records of the Water Resources Department), for the release of water, from the Willamette Basin Project Reservoirs constructed under permit R-5363 upstream from the point of appropriation, to mitigate the impacts the appropriation of water from the well has on the McKenzie River and its tributaries.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or measuring device 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.

A description of the place of use to which this right is appurtenant is as follows:

	<u>IRRIGATION</u>	<u>NURSERY OPERATIONS</u>
NE 1/4 SW 1/4	0.22 ACRE	
SE 1/4 SW 1/4	3.78 ACRES	5.0 ACRES
SECTION 26		
TOWNSHIP 17 SOUTH, RANGE 2 WEST, W.M.		

Failure to comply with any of the provision of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

The right to use water for the above purpose is restricted to beneficial use, without waste, on the lands or place of use described. The water user is advised that new regulations may require 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 shall be limited when it interferes with any prior surface or ground water rights.

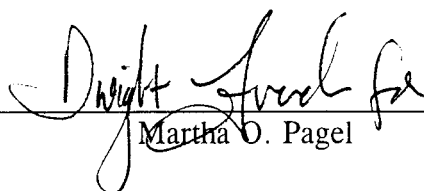
The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The Director may require water level or pump test results every ten years.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

The Director finds that the use of water described by this right, as conditioned, will not impair or be detrimental to the public interest.

WITNESS the signature of the Water Resources Director, affixed APRIL 14, 2000.



 Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 76496.