

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ANTHONY AND PATRICIA MORENO
716 SOUTH WEST 28TH STREET
PENDLETON, OREGON 97801

confirms the right to use the waters of ONE WELL in the McKAY CREEK BASIN for IRRIGATION OF 3.93 ACRES.

This right was perfected under Permit G-11433. The date of priority is AUGUST 22, 1990. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.05 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 NW 1/4, SECTION 3, TOWNSHIP 1 NORTH, RANGE 32 EAST, W.M.;
525 FEET EAST FOR THE NW CORNER OF SECTION 3.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

NW 1/4 NW 1/4 1.39 ACRES
SECTION 3
TOWNSHIP 1 NORTH, RANGE 32 EAST, W.M.

SW 1/4 SW 1/4 2.54 ACRES
SECTION 34
TOWNSHIP 2 NORTH, RANGE 32 EAST, W.M.

The water user shall report a March static water level in the well to the Groundwater/Hydrology Section of the Water resources Department by April 15 of each year. The measurement shall be made and calculations detailed by a certified water rights examiner, registered professional geologist, certified engineering geologist, professional engineer, water well constructors or licensed pump installers.

Use of water from the well shall not be allowed under this right if the well displays an (A) average water level decline of 3 or more feet per year for 5 consecutive years, or (B) a water level decline of 15 or more feet in fewer than 5 consecutive years, or (C) a water level decline of 25, or D) a hydraulic interference decline of 25 or more feet in any neighboring well with senior priority which provides water for an authorized use.

The Water Resources Department has determined that the initial water level in the well are those of the initial March report. That is the level from which the cited declines in (A), (B), and (C) above will be referenced.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. When required by the department, the user shall install and maintain a weir, meter or other suitable measuring device and shall keep a complete record of the amount of ground water withdrawn.

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


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 on the lands or place of use described. 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 shall be limited when it interferes with the prior surface and ground water rights of others.

WITNESS the signature of the Water Resources Director, affixed MAY 10, 2000.



Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 76537.