

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RANDALL STEFFEN  
5041 STRAND DRIVE  
SILVERTON, OREGON 97381

confirms the right to use the waters of A WELL in the PUDDING RIVER BASIN for IRRIGATION OF 49.3 ACRES.

This right was perfected under Permit G-11345. The date of priority is DECEMBER 11, 1990. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.62 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SW 1/4 NW 1/4, AS PROJECTED WITHIN EOFF DLC 65, SECTION 25, TOWNSHIP 7 SOUTH, RANGE 2 WEST, W.M.; 50 FEET NORTH AND 100 FEET WEST FROM THE EASTERLY INTERIOR CORNER OF DLC 65.

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 2 1/2 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:

SW 1/4 NW 1/4 11.5 ACRES  
NE 1/4 SW 1/4 14.4 ACRES  
NW 1/4 SW 1/4 12.0 ACRES  
ALL AS PROJECTED WITHIN EOFF DLC 65  
SECTION 25

SE 1/4 NE 1/4 11.4 ACRES  
AS PROJECTED WITHIN EOFF DLC 65  
SECTION 26  
TOWNSHIP 7 SOUTH, RANGE 2 WEST, W.M.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

G-12337.SB

Certificate Number 79607

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, or professional engineer.

Use of water from the well shall not be allowed 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 more feet, 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 is the level of the initial March report. This 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. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times. When required by the department, the water 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.

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.

WITNESS the signature of the Water Resources Director, affixed September 17, 2002.

  
Paul R. Cleary

Recorded in State Record of Water Right Certificates Number 79607.