

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or 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 at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

STATE OF OREGON  
COUNTY OF WASHINGTON  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

C C MEISEL CO  
PO BOX 208  
MCMINNVILLE, OREGON 97128

This Certificate confirms the right to use the waters perfected under the terms of the Permit. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed the amount described, measured at the point of diversion from the source. The specific limits and conditions of this right are listed below.

APPLICATION FILE NUMBER: G-12680

PERMIT NUMBER: G-12683

SOURCE OF WATER: A QUARRY WITHIN THE WILLAMETTE BASIN

PURPOSE OR USE: DEWATERING FOR QUARRY OPERATIONS

MAXIMUM RATE ALLOWED: 38 GALLONS PER MINUTE

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: OCTOBER 3, 1991

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS: SW 1/4 NW 1/4 SECTION 3,  
TOWNSHIP 3 SOUTH, RANGE 1 WEST, W.M.

App Number G-12680.RA

Certificate Number 81323

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 NW 1/4  
SECTION 3  
TOWNSHIP 3 SOUTH, RANGE 1 WEST, W.M.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water use information, including the place and nature of use of water under the right.
- 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.

Water use under this right may be subject to regulation to satisfy prior rights on Rock Creek.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

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.

The right to the use of the 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 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 any prior surface or ground water rights.

Issued April 6, 2005.

  
Phil C. Ward, Director  
Water Resources Department



Recorded in State Record of Water Right Certificates Number 81323.

G-12680.RA