

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 YAMHILL

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PARRETT MOUNTAIN WATER IMPROVEMENT DISTRICT  
C/O RESIDENT  
11880 NE LAUREN LN  
NEWBERG, OREGON 97132

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 or its equivalent in case of rotation, measured at the points of diversion from the source. The specific limits and conditions of this right are listed below.

APPLICATION FILE NUMBER: G-12321

PERMIT NUMBER: G-11220

SOURCE OF WATER: TWO WELLS IN THE SPRING BROOK CREEK BASIN

PURPOSE OR USE: GROUP DOMESTIC FOR TEN FAMILIES INCLUDING THE IRRIGATION OF UP TO ONE-HALF ACRE LAWN OR GARDEN FOR EACH

MAXIMUM RATE ALLOWED: 0.09 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: DECEMBER 3, 1990

G-12321.RA

Certificate Number 81757

THE POINTS OF APROPRIATION ARE LOCATED AS FOLLOWS:

NW 1/4 NW 1/4, SECTION 23, TOWNSHIP 3 SOUTH, RANGE 2 WEST, W.M.;  
WELL 1 - 85 FEET SOUTH AND 550 FEET EAST, WELL 2 - 250 FEET SOUTH, BOTH  
FROM THE NW CORNER, SECTION 23.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4 NE 1/4  
SECTION 22  
NW 1/4 NW 1/4  
SW 1/4 NW 1/4  
SECTION 23  
TOWNSHIP 3 SOUTH, RANGE 2 WEST, W.M.

The water user shall report a March static water level in the wells 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 be regulated 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 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 Well # 1 is 312.5 feet and in Well #2 is 239.0 feet. That is the level from which the cited declines in (A), (B) and (C) above will be referenced.

The wells 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.

The Director may 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.

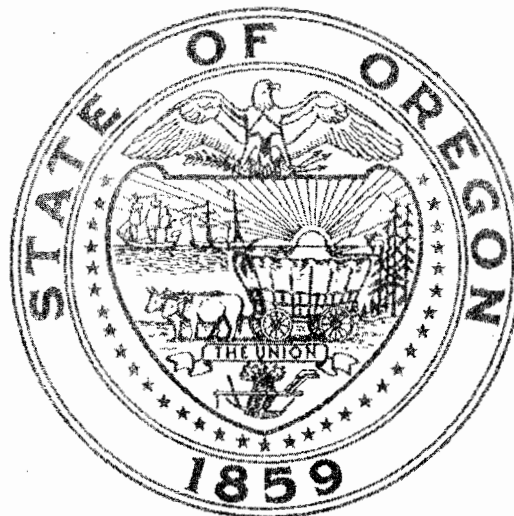
The right to the use of the water for the above purposes is restricted to beneficial use without waste on the lands or place of use described. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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 December 16, 2005.

  
Phillip C. Ward, Director  
Water Resources Department



Recorded in State Record of Water Right Certificates Number 81757.

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