

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BELL NORTHSIDE, LLC
CRAIG BELL, PRESIDENT
3461 WACONDA ROAD
GERVAIS, OREGON 97026

SUPERSEDED BY
CERT. NO. **88032**

confirms the right to use the waters of WELLS 1 AND 2 within the WILLAMETTE RIVER BASIN for IRRIGATION of 3.8 ACRES AND AGRICULTURE USE.

This right was perfected under Permit G-12141. The date of priority is AUGUST 26, 1993. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.160 CUBIC FEET PER SECOND (CFS), BEING 0.05 CFS FROM WELL 1 FOR IRRIGATION AND 0.11 CFS FROM WELL 2 FOR AGRICULTURAL USE, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

	Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Survey Coordinates
WELL 1	6 S	2 W	WM	6	NW SW		50	620 FEET NORTH & 620 FEET EAST FROM NE CORNER, SILAS JONES DLC 61
WELL 2	6 S	3 W	WM	1	SE SE		61	730 FEET SOUTH & 360 FEET WEST FROM NE CORNER, SILAS JONES DLC 61

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The period of allowed use for irrigation is March 1 through October 31 of each year.

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

AGRICULTURE USE							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
6 S	3 W	WM	1	NE SE		61	0.00
6 S	3 W	WM	1	SE SE		61	0.00

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an 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.

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
6 S	2 W	WM	6	NW SW	4		2.70
6 S	2 W	WM	6	SW SW			1.10

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

Measurement, recording and reporting conditions:

- A. The water user shall install a meter or other suitable measuring device as approved by the Director. 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.

The Director may require water levels 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 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.

WITNESS the signature of the Water Resources Director, affixed March 15, 2006.


Phillip C. Ward, Director