

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 JOSEPHINE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE COMMUNITY COLLEGE
3345 REDWOOD HIGHWAY
GRANTS PASS, OREGON 97527.

SUPERSEDED BY
CERT. NO. 88081

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 point of diversion from the source. The specific limits and conditions of this right are listed below.

APPLICATION FILE NUMBER: G-14512

PERMIT NUMBER: G-13864

SOURCE OF WATER: WELL #3 (WISEMAN WELL) IN THE SAND CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 1.2 ACRES AND DOMESTIC USE IN A SCHOOL

MAXIMUM RATE ALLOWED: A CUMULATIVE TOTAL OF NOT MORE THAN 0.054 CUBIC FOOT PER SECOND (CFS) AT ANY ONE TIME, BEING 0.014 CFS FOR IRRIGATION AND 0.054 CFS FOR DOMESTIC USE.

PERIOD OF USE: DOMESTIC USE: YEAR ROUND
IRRIGATION: MAY 1 THROUGH OCTOBER 31

DATE OF PRIORITY: APRIL 30, 1997

Cancelled due to
T-10379 Sp. Or.
Vol. 80 P. 917

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Certificate Number **83246**

THE WELL IS LOCATED AS FOLLOWS: NW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 27, T36S, R6W, W.M.; 2 FEET SOUTH AND 820 FEET EAST FROM THE CENTER $\frac{1}{4}$, SECTION 27

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.2 ACRES
DOMESTIC USE
SECTION 27
TOWNSHIP 36 SOUTH, RANGE 6 WEST, W.M.

Measurement, recording and reporting conditions:

- A. The Director may require the water user to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the water user to install a meter or other measuring device, the water user shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the water user shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the water user to submit alternative measuring procedures for review and approval.
- B. 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.

If substantial interference with a senior water right occurs due to Withdrawal of water from the well listed on this permit, 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.

Use of water under authority of this certificate may be regulated if analysis of data discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

The water user shall monitor and report the impact of water use under this certificate according to the monitoring plan approved by the Department prior to the issuance of this certificate or any subsequent plan that may be approved by the Department after the issuance of this certificate.

The initial water level in the well to which subsequent water levels will be referenced is 53.65 feet below land surface (April 2001).

If a well or replacement well(s), displays a total static water-level decline of 25 or more feet over any period of years, as compared to the reference level, then the water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s). Such action shall be taken until the water level recovers to above the 25-foot decline level or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this certificate.

STANDARD CONDITIONS

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.

The Director may require pump test results every ten years.

Recorded in State Record of Water Right Certificates Number **83246**.

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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. 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 confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued MAR 09 2007.


Phillip C. Ward, Director
Water Resources Department

NOTE: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

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