

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 DESCHUTES
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO
TY FEHRENBACHER
5301 NORTH LONE PINE ROAD
TERREBONE, OREGON 97760

SUPERSEDED BY
CERT. NO. 89383

confirms the right to use the waters of THREE WELLS in the CROOKED RIVER BASIN for IRRIGATION OF 26.5 ACRES and SUPPLEMENTAL IRRIGATION OF 157.0 ACRES.

This right was perfected under Permit G-11774. The date of priority is DECEMBER 30, 1991. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 803 GALLONS PER MINUTE, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

WELL 1: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 17, T 14 S, R 14 E, WM; 860 FEET SOUTH AND 3580 FEET WEST FROM THE NE CORNER, SECTION 17.

WELL 4: SE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 17, T 14 S, R 14 E, WM; 2170 FEET SOUTH AND 290 FEET WEST FROM THE NE CORNER, SECTION 17.

WELL 5: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 17, T 14 S, R 14 E, WM; 60 FEET SOUTH AND 190 FEET WEST FROM THE NE CORNER, SECTION 17.

Cancelled due to
T-9626: Sp. Or.
Vol. 75 P. 741
Superseded by
Cert. No. 84125

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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The period of the allowed use is February 1 to December 1 of each year.

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

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
	WELLS 1 AND 4	WELLS 1, 4 AND 5
SW ¹ / ₄ NE ¹ / ₄		38.6 ACRES
SW ¹ / ₄ NW ¹ / ₄		23.3 ACRES
SE ¹ / ₄ NW ¹ / ₄		38.8 ACRES
NE ¹ / ₄ SW ¹ / ₄		37.9 ACRES
NW ¹ / ₄ SW ¹ / ₄		6.5 ACRES
NE ¹ / ₄ SE ¹ / ₄	5.1 ACRES	
NW ¹ / ₄ SE ¹ / ₄	0.2 ACRE	11.9 ACRES
SW ¹ / ₄ SE ¹ / ₄	6.5 ACRES	
SE ¹ / ₄ SE ¹ / ₄	14.7 ACRES	

SECTION 17

TOWNSHIP 14 SOUTH, RANGE 14 EAST, W.M.

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 the water level elevation in the well at all times.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meters or other suitable measuring devices 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 this right.

B. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within private structures, the Watermaster shall request access upon reasonable notice.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

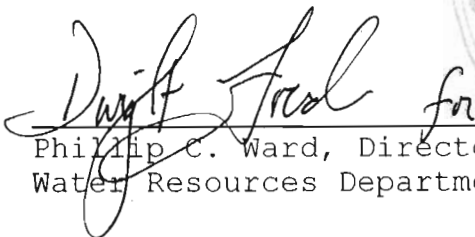
The Director may require water level or pump test results every ten years.

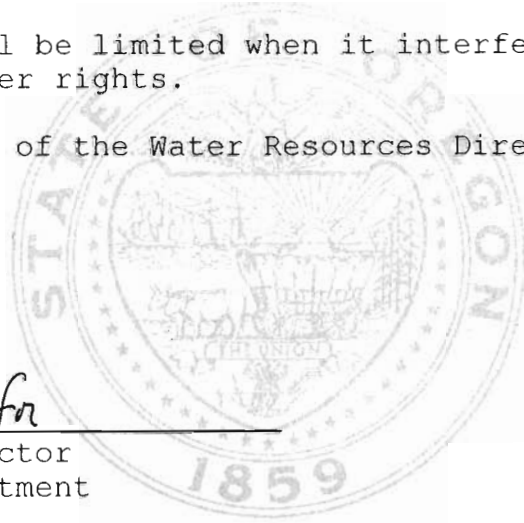
Failure to comply with any of the provision of this right may result in action including, but not limited to, restriction on the use, civil penalties, or cancellation of the right.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

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 MAY 10 2007


Phillip C. Ward, Director
Water Resources Department



Recorded in State Record of Water Right Certificates Number 83332.

G-12743.LHN