

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KLAMATH FALLS CITY SCHOOL DISTRICTS 1 AND 2;
(MILLS SCHOOL)
1336 AVALON STREET
KLAMATH FALLS OR 97603

confirms the right to use the waters of A WELL in the Klamath River Basin for HEATING.

This right was perfected under Permit G-11193. The date of priority is JUNE 1, 1990. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.176 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
38 S	9 E	WM	33	SW NE			APPROXIMATELY 110 FEET SOUTH AND 210 FEET EAST FROM THE NW CORNER, SW¼ NE¼, SECTION 33
More explicitly described as 177 feet North and 153 feet East of the SW corner, Block 100, Mills Addition							

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

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
38 S	9 E	WM	33	SW NE		

The water user shall measure the ground water level during **July** of each year and shall submit this information to the Groundwater/Hydrology Section, Water Resources Department, on or before September 1 of each year.

The use of water for heating in excess of 5000 gallons per day shall be subsequent in priority to future beneficial consumptive uses unless a two well system is maintained and all water wasted from the system is recharged to the same ground water reservoir from which it was withdrawn.

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.

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 to determine the 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 keep a complete record of the amount of ground water withdrawn.

The Director may require water level or pump tests 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.

This right is for the beneficial use of water 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 right to the use of the 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.

Issued MAR 06 2009.


Phillip C. Ward, Director
Water Resources Department