

STATE OF OREGON
 COUNTY OF WASHINGTON
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PUMPKIN RIDGE JOINT VENTURE
 12930 OLD PUMPKIN RIDGE
 PO BOX 1400
 NORTH PLAINS OR 97133

confirms the right to use the waters of ONE WELL in the McKAY CREEK Basin for IRRIGATION of 197.01 ACRES AND MAINTENANCE OF THREE RESERVOIRS FOR RECREATION.

This right was perfected under Permit G-11031. The date of priority is NOVEMBER 17, 1989. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.11 CUBIC FEET PER SECOND (CFS), BEING 1.11 CFS FOR IRRIGATION AND 0.1 CFS FOR RECREATION, 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
2 N	3 W	WM	36	NE SW		47	2915 FEET SOUTH & 2320 FEET EAST FROM NW CORNER, SECTION 36

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 of 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.

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

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
2 N	3 W	WM	36	NE NE	1		3.01
2 N	3 W	WM	36	NE NE		47	4.38
2 N	3 W	WM	36	NW NE	2		7.17
2 N	3 W	WM	36	NW NE		47	16.83
2 N	3 W	WM	36	SW NE		47	30.50
2 N	3 W	WM	36	SE NE		47	11.86

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
2 N	3 W	WM	36	NE NW	3		3.26
2 N	3 W	WM	36	NE NW		47	24.44
2 N	3 W	WM	36	NW NW		47	2.80
2 N	3 W	WM	36	SW NW		47	14.63
2 N	3 W	WM	36	SE NW		47	17.33
2 N	3 W	WM	36	NE SW		47	8.78
2 N	3 W	WM	36	NW SW		47	5.62
2 N	3 W	WM	36	NE SE		47	15.11
2 N	3 W	WM	36	NW SE		47	31.29

RECREATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
2 N	3 W	WM	36	NW NE		47
2 N	3 W	WM	36	SW NE		47
2 N	3 W	WM	36	NE SW		47
2 N	3 W	WM	36	NW SE		47

Use of water under this right shall be regulated if the well displays:

- (A) An average water level decline of three (3) or more feet per year for five (5) consecutive years; or
- (B) A water level decline of fifteen (15) or more feet in fewer than five (5) consecutive years; or
- (C) A water level decline of twenty-five (25) or more feet; or
- (D) An hydraulic interference decline of twenty-five (25) or more feet in any neighboring well providing water for uses exempt from water right requirements or a well covered by prior rights.

The Water Resources Department shall determine the initial and subsequent water levels from which the previously cited declines are referenced. As much as possible, those levels shall reflect annual high levels which are usually found in the spring of each year.

The water user shall maintain a flow meter according to manufacturer's instructions. Complete records of the amounts of ground water withdrawn shall be submitted annually on a form provided by the Department.

The water user shall submit annual compilations of monthly water level measurements to the Department for review. After review of these data, the Department may modify this data requirement.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works constructed shall include an air line and pressure gauge or an access port for a measuring line, adequate to determine water level elevation in the well at all times.

The Director may require 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.

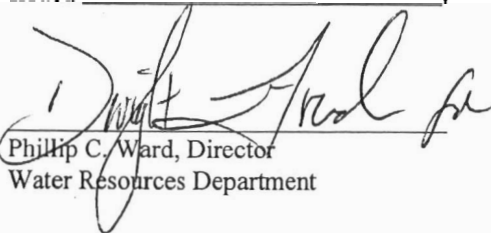
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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 DEC 04 2009.



Phillip C. Ward, Director
Water Resources Department