

STATE OF OREGON
 COUNTY OF DESCHUTES
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF SISTERS
 PO BOX 39
 SISTERS OR 97759

confirms the right to use the waters of WELL #3 in the WHYCHUS BASIN for MUNICIPAL USES.

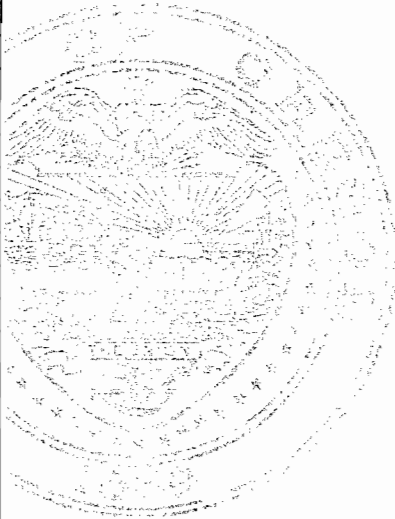
This right was perfected under Permit G-11418. The date of priority is JUNE 25, 1991. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.78 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of appropriation.

The point of appropriation is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15 S	10 E	WM	4	SE NW	1,890 FEET SOUTH AND 2,325 FEET EAST FROM THE NW CORNER OF SECTION 4

A description of the place of use is as follows:

Municipal Uses				
Twp	Rng	Mer	Sec	Q-Q
15 S	10 E	WM	4	NE NW
15 S	10 E	WM	4	SW NW
15 S	10 E	WM	4	SE NW
15 S	10 E	WM	4	NE SW
15 S	10 E	WM	4	NW SW
15 S	10 E	WM	4	SW SW
15 S	10 E	WM	4	SE SW
15 S	10 E	WM	4	NE SE
15 S	10 E	WM	4	NW SE
15 S	10 E	WM	4	SW SE
15 S	10 E	WM	4	SE SE
15 S	10 E	WM	5	SW NE
15 S	10 E	WM	5	SE NE
15 S	10 E	WM	5	SW NW
15 S	10 E	WM	5	SE NW
15 S	10 E	WM	5	NE SW
15 S	10 E	WM	5	NW SW
15 S	10 E	WM	5	SW SW
15 S	10 E	WM	5	SE SW



NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075, and OAR 137-004-0080, you may petition for judicial review and 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.

Municipal Uses				
Twp	Rng	Mer	Sec	Q-Q
15 S	10 E	WM	5	NE SE
15 S	10 E	WM	5	NW SE
15 S	10 E	WM	5	SW SE
15 S	10 E	WM	5	SE SE
15 S	10 E	WM	6	NE SE
15 S	10 E	WM	6	NW SE
15 S	10 E	WM	6	SW SE
15 S	10 E	WM	6	SE SE
15 S	10 E	WM	8	NE NE
15 S	10 E	WM	8	NW NE
15 S	10 E	WM	8	SE NE
15 S	10 E	WM	8	NE NW
15 S	10 E	WM	9	NE NE
15 S	10 E	WM	9	NW NE
15 S	10 E	WM	9	SW NE
15 S	10 E	WM	9	SE NE
15 S	10 E	WM	9	NE NW
15 S	10 E	WM	9	NW NW
15 S	10 E	WM	9	SW NW
15 S	10 E	WM	9	SE NW
15 S	10 E	WM	9	NE SE
15 S	10 E	WM	9	NW SE
15 S	10 E	WM	9	SW SE
15 S	10 E	WM	9	SE SE

The City shall monitor and report the impact of water use under this right on water levels within the aquifer that provides water to the well under this right in accordance with the plan on file with the Department. If any well listed on this right 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 City shall discontinue use of, or reduce the rate or volume of withdrawal from, the well. 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 City 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 City shall in no instance allow excessive decline to occur within the aquifer as a result of use under this right.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, 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.

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 the water level elevation in the well at all times.

The water user shall maintain an in-line flow meter or other suitable device for measuring and recording the quantity of water appropriated.

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.

Water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

The use of water shall be limited when it interferes with any prior surface or ground water rights.


Water shall be acquired from the same aquifer (water source) as the original point of appropriation.

The quantity of water diverted at the new point of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation, described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15 S	10 E	WM	5	SW SW	1,280 FEET SOUTH AND 1,175 FEET EAST FROM THE SW CORNER OF SECTION 5

This certificate is issued to confirm changes in point of appropriation and place of use approved by an order of the Water Resources Director entered June 1, 2009, at Special Order Volume 77, Page 955, approving Transfer Application 10766, supersedes Certificate 85243, State record of Water Right Certificates.

Issued OCT 7 2011


Dwight W. French
Water Right Services Administrator, for
Phillip C. Ward, Director

