

STATE OF OREGON
COUNTY OF COLUMBIA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MCNULTY WATER PEOPLE'S UTILITY DISTRICT
34240 MILLARD RD
WARREN, OR 97053

confirms the right to use the waters of A WELL in the MCNULTY CREEK Basin for QUASI-MUNICIPAL USE.

This right was perfected under Permit G-12834. The date of priority is JUNE 17, 1994. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.56 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The period of use is year-round.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
4 N	2 W	WM	13	SE NW	359 FEET NORTH & 751 FEET WEST FROM C1/4 CORNER, SECTION 13

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.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q
4 N	1 W	WM	6	NE 1/4
4 N	1 W	WM	6	NW 1/4
4 N	1 W	WM	6	NE SW
4 N	1 W	WM	6	NW SW
4 N	1 W	WM	6	SW SW
4 N	1 W	WM	6	SW SE
4 N	1 W	WM	6	SE SE
4 N	1 W	WM	7	ALL
4 N	1 W	WM	8	SW NE
4 N	1 W	WM	8	SW NW
4 N	1 W	WM	8	SE NW

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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, 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. 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 within three months after issuance of the certificate.

Twp	Rng	Mer	Sec	Q-Q
4 N	1 W	WM	8	NE SW
4 N	1 W	WM	8	NW SW
4 N	1 W	WM	8	SW SW
4 N	1 W	WM	8	SE SW
4 N	1 W	WM	8	NW SE
4 N	1 W	WM	8	SW SE
4 N	1 W	WM	17	NW 1/4
4 N	1 W	WM	18	NE 1/4
4 N	1 W	WM	18	NE NW
4 N	1 W	WM	18	NW NW
4 N	2 W	WM	1	ALL
4 N	2 W	WM	2	NE NE
4 N	2 W	WM	2	SE NE
4 N	2 W	WM	2	NE SE
4 N	2 W	WM	12	NE 1/4
4 N	2 W	WM	12	NE SE
4 N	2 W	WM	12	SE SE
4 N	2 W	WM	13	NE NE
4 N	2 W	WM	13	NW NE
4 N	2 W	WM	13	NE NW
5 N	1 W	WM	31	NW NW
5 N	1 W	WM	31	SW NW
5 N	1 W	WM	31	NW SW
5 N	1 W	WM	31	SW SW
5 N	2 W	WM	25	NW SW
5 N	2 W	WM	25	SW SW
5 N	2 W	WM	26	NE SE
5 N	2 W	WM	26	SE SE
5 N	2 W	WM	35	NE NE
5 N	2 W	WM	35	SE NE
5 N	2 W	WM	35	NE SE
5 N	2 W	WM	35	SE SE
5 N	2 W	WM	36	NE NE
5 N	2 W	WM	36	SE NE
5 N	2 W	WM	36	NW NW
5 N	2 W	WM	36	SW NW
5 N	2 W	WM	36	NW SW
5 N	2 W	WM	36	SW SW
5 N	2 W	WM	36	SE SW
5 N	2 W	WM	36	NE SE
5 N	2 W	WM	36	SW SE
5 N	2 W	WM	36	SE SE

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or measuring device in good working order.

- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. 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.

The water user shall monitor and report the impact of water use under this right in accordance with the approved water level monitoring plan on file with the Department.

If any well listed on this right (or replacement well) 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 right.

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 to determine the water level elevation in the well at all times.

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.

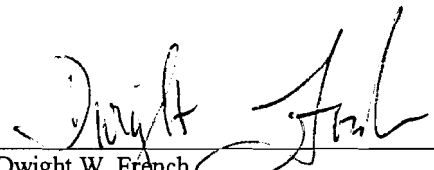
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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.

Issued OCT 28 2011


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