

STATE OF OREGON
 COUNTY OF DESCHUTES
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLOWS PROPERTIES
 AN OREGON GENERAL PARTNERSHIP OF JAMES AND JUDITH KNAPP
 PO BOX 1270
 SISTERS OR 97759

confirms the right to use the waters of TWO WELLS IN THE INDIAN FORD CREEK SUBBASIN for IRRIGATION of 104.4 ACRES.

This right was issued under Permit G-15788. The date of priority is NOVEMBER 6, 2000. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.3 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the wells.

The period of allowed use is April 15 through October 15.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	10 E	WM	21	NW SE	Well 1 - 77 FEET SOUTH AND 1810 FEET WEST FROM E1/4 CORNER, SECTION 21
14 S	10 E	WM	21	SW NE	WELL 2 - 159 FEET NORTH AND 1625 FEET WEST FROM E1/4 CORNER, SECTION 21

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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

A description of the place of use is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	10 E	WM	21	SW NE	7.2
14 S	10 E	WM	21	NE SE	1.2
14 S	10 E	WM	21	NW SE	30.8
14 S	10 E	WM	21	SW SE	24.4
14 S	10 E	WM	21	SE SE	13.4

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.

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	10 E	WM	28	NE NE	21.6
14 S	10 E	WM	28	NW NE	4.4
14 S	10 E	WM	28	SE NE	1.4

Measurement, recording and reporting conditions:

A. The water user shall maintain the meter or measuring device 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 the right.

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.

Permanent mitigation in the amount of 172.5 acre-feet has been provided under Mitigation Project #2; Certificates 81007, 81008, and 81009 in the Whychus Creek Zone of Impact.

The water right holder shall provide and maintain additional mitigation if the Department determines that average annual consumptive use of the subject appropriation has increased beyond the original amount.

Use of water under authority of the ground water right may be regulated if analysis of data available after the permit was issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

The use of ground water allowed under the terms of this right will not be subject to regulation for Scenic Waterway flows so long as mitigation as required herein, including any additional mitigation as required is maintained.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this ground water right, then use of water from the well(s) 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 appropriator to jointly develop plans to mitigate interferences.

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.

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

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.

Issued JAN 30 2012



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