

STATE OF OREGON  
COUNTY OF DESCHUTES  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF REDMOND  
716 SW EVERGREEN AVE  
REDMOND OR 97756

confirms the right to use the waters of A WELL (DESC 55844), TRIBUTARY TO THE DESCHUTES RIVER, for IRRIGATION of 94.2 ACRES.

This right was perfected under Permit G-16567. The date of priority is NOVEMBER 6, 2006. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.18 CUBIC FEET PER SECOND, FURTHER LIMITED TO 282.6 ACRE FEET PER YEAR, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15 S	13 E	WM	32	NW NE	1580 FEET NORTH AND 1320 FEET EAST FROM C1/4 CORNER, SECTION 32

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 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
15 S	13 E	WM	32	NE NE	21.79
15 S	13 E	WM	32	NW NE	19.73
15 S	13 E	WM	32	SW NE	21.26
15 S	13 E	WM	32	SE NE	22.28
15 S	13 E	WM	32	NE NW	1.12
15 S	13 E	WM	32	SE NW	8.02

**Measurement, Recording and Reporting Conditions:**

- A. The water user shall maintain the totalizing flow in good working order. The water user 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; where the meter is located within a private structure, the watermaster shall request access upon reasonable notice.

The water user shall obtain from a qualified individual (see below), and report annual static water levels for each well on this right. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The water user shall report annual measurements. Annual measurements are required whether or not the well is used. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

Annual measurements are required whether not the well is used.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- (A) Associate each measurement with an owner's well name or number a Department well log ID; and
- (B) Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method of measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- (A) Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- (B) Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- (C) Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- (D) Hydraulic interference leading to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee'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 causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

#### **Ground Water Mitigation Conditions:**

Permanent mitigation in the amount of 169.6 acre-feet has been provided under Mitigation Project #112; Certificate 85282, and Mitigation Project # 125 ; Certificate 85692 in the Middle Deschutes Zone of Impact.

Mitigation water must be legally protected instream for instream use within the Middle Deschutes Zone of Impact and committed for the life of the ground water right. Regulation of the use and/or cancellation of the ground water right will occur if required mitigation is not maintained

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.

**Scenic Waterway Condition:**

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.

**Standard Conditions:**

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.

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.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

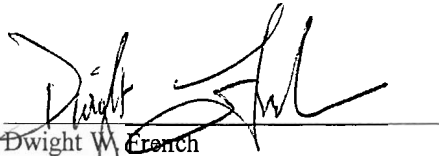
The Director may require water level or pump tests every ten years.

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.

Issued           MAY 31 2012          



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

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