

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE COMMUNITY COLLEGE
3345 REDWOOD HWY
GRANTS PASS OR 97527-9298

confirms the right to use the waters of WELL 1 (JOSE 4437), WELL 2 (JOSE 4438), AND WELL 3 (JOSE 4436), in the SAND CREEK BASIN for DOMESTIC, FIRE PROTECTION, AND IRRIGATION of 1.2 ACRES.

This right was perfected under Permit G-13864. The date of priority is APRIL 30, 1997. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.054 cubic foot per second (cfs), being 0.0536 cfs for domestic, 0.0004 cfs for fire protection, and 0.014 cfs for irrigation, or its equivalent in case of rotation, measured at the wells.

The period of allowed use for domestic and fire protection is year round, and for irrigation use is May 1 through October 31 of each year.

The wells are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|------|-----|-----|-----|-------|--|
| 36 S | 6 W | WM | 27 | SW NE | WELL 1 - 186 FEET NORTH AND 411 FEET WEST FROM SE CORNER, SWNE, SECTION 27 |
| 36 S | 6 W | WM | 27 | SW NE | WELL 2 - 260 FEET SOUTH AND 360 FEET WEST FROM NE CORNER, SWNE, SECTION 27 |
| 36 S | 6 W | WM | 27 | NW SE | WELL 3 - 2 FEET SOUTH AND 820 FEET EAST FROM C1/4 CORNER, SECTION 27 |

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 is as follows:

| IRRIGATION, DOMESTIC, AND FIRE PROTECTION | | | | | |
|---|-----|-----|-----|-------|-------|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 6 W | WM | 27 | NW SE | 1.2 |

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 137-003-0675, you may either 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.

Measurement, recording and reporting conditions:

- A. The Director may require the water user to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the water user to install a meter or other measuring device, the water user shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the water user shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the water user to submit alternative measuring procedures for review and approval.
- B. 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.

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(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 appropriators to jointly develop plans to mitigate interference.

Use of water under authority of this right may be regulated if analysis of data available after the right is 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 water user shall monitor and report the impact of water use under this certificate according to the monitoring plan approved by the Department prior to the issuance of this certificate or any subsequent plan that may be approved by the Department after the issuance of this certificate.

The initial water level in Well 3 (Jose 4436) to which subsequent water levels will be referenced is 53.65 feet below land surface (April 2001).

The initial water level in Well 1 (Jose 4437) to which subsequent water levels will be referenced is 51.03 feet below land surface (March 10, 2010).

The initial water level in Well 2 (Jose 4438) to which subsequent water levels will be referenced is 88.71 feet below land surface (March 10, 2010).

If any well or replacement well(s) 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 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 by Commission rules, to occur within the aquifer as a result of use under this certificate.

The quantity of water diverted at the additional points of appropriation, together with that diverted at the old point of appropriation, shall not exceed the quantity of water available from the original point of appropriation.

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 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.

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

This certificate is issued to confirm additional points of appropriation and a change in character of use and approved by an order of the Water Resources Director entered May 10, 2010, at Special Order Volume 80, Page 917, approving Transfer Application 10379, and supercedes Certificate 83246, State record of Water Right Certificates.

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 confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

JUN 07 2013

Issued _____



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