

STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH D AND JANIS A WERTH  
 2490 SW WILLIAMS RD  
 POWELL BUTTE OR 97753

confirms the right to use the waters of A WELL in CROOKED RIVER BASIN for IRRIGATION of 7.2 ACRES.

This right was perfected under Permit G-8720. The date of priority is DECEMBER 11, 1978 FOR 1.6 ACRES AND DECEMBER 28, 1978 FOR 5.6 ACRES. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.02 CUBIC FOOT PER SECOND, 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	14 E	WM	11	SW SE	1184 FEET NORTH AND 1546 FEET WEST FROM SE CORNER, SECTION 11

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.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres	Priority
15 S	14 E	WM	11	SE NE	1.6	12/11/78
15 S	14 E	WM	11	SE NE	5.6	12/28/78

The quantity of water diverted at the new point of appropriation (well), shall not exceed the quantity of water available from the original points of appropriation described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15 S	14 E	WM	11	SW SE	980 FEET NORTH AND 1950 FEET WEST FROM SE CORNER, SECTION 11
15 S	14 E	WM	11	NE SW	2550 FEET NORTH AND 2550 FEET EAST FROM SW CORNER, SECTION 11
15 S	14 E	WM	11	SW NE	2060 FEET SOUTH AND 2600 FEET WEST FROM NE CORNER, SECTION 11

**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 183.482. 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 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.

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15 S	14 E	WM	11	SW SE	1090 FEET NORTH AND 1480 FEET EAST FROM SE CORNER, SECTION 11
15 S	14 E	WM	11	NE SW	2370 FEET NORTH AND 2550 FEET EAST FROM SW CORNER, SECTION 11

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

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

The works constructed shall include air lines and pressure gauges or access ports for measuring line adequate to determine water level elevation in the well at all times.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

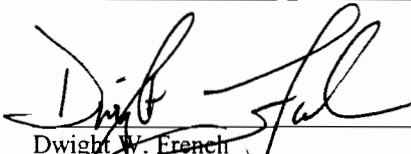
The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This use may be regulated if analysis of data available 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.

This certificate is issued to confirm a change in POINT OF APPROPRIATION approved by an order of the Water Resources Director entered JULY 26<sup>TH</sup>, 2004, at Special Order Volume 60, Page 794, approving Transfer Application 9293, and together with Certificate 80689, supercedes Certificate 79681, 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.

Issued           JUN 20 2013          .

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