

STATE OF OREGON  
COUNTY OF CLACKAMAS  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROBERT FESSLER  
11796 MONITOR MCKEE RD NE  
WOODBURN OR 97071

confirms the right to use the waters of A WELL in BUTTE CREEK BASIN for IRRIGATION of 23.5 ACRES.

This right was perfected under Permit G-9002. The date of priority is AUGUST 8, 1980. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.29 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
6 S	1 E	WM	5	SW NE	210 FEET NORTH AND 820 FEET EAST FROM C1/4 CORNER, SECTION 5

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.

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
5 S	1 E	WM	32	NE SW	15.0
5 S	1 E	WM	32	NW SW	8.5

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

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	1 E	WM	5	NW NE	WELL 1 – 420 FEET SOUTH AND 340 FEET EAST FROM N1/4 CORNER, SECTION 5
6 S	1 E	WM	5	NW NE	WELL 2 – 740 FEET SOUTH AND 370 FEET EAST FROM N1/4 CORNER, SECTION 5

**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.

Water shall be acquired from the same aquifer as the original point of appropriation.

When required by the Department the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

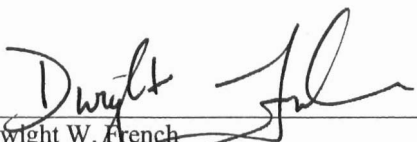
If needed to prevent injury to existing water rights, the well shall include an access port.

This certificate is issued to confirm a CHANGE IN POINT OF APPROPRIATION approved by an order of the Water Resources Director entered MARCH 29, 1991, at Special Order Volume 45, Page 172, approving Transfer Application 6422, and supercedes Certificate 58957, 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.

**DEC 31 2013**

Issued \_\_\_\_\_



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