

STATE OF OREGON

COUNTY OF DESCHUTES

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RACHEL & THOMAS HARPHAM
18331 PINEHURST RD
BEND OR 97701

confirms the right to use the waters of A WELL, in the DESCHUTES RIVER BASIN for IRRIGATION of 3.9 ACRES.

This right was perfected under Permit G-12705. The date of priority is AUGUST 31, 1992. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.05, 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
16 S	11 E	WM	34	NE SW	1310 FEET SOUTH AND 427 FEET WEST FROM C ¼ CORNER, SECTION 34

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.

PERIOD OF USE: APRIL 1 TO NOVEMBER 1

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
16 S	11 E	WM	34	NE SW	3.9

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 interferences.

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.

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.

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

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.

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

Water shall be acquired from the same aquifer (water source) 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 appropriated. 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.


The quantity of water diverted at the new points of appropriation (wells), 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
16 S	11 E	WM	4	SW SW	1390 FEET SOUTH & 1020 FEET EAST FROM W ¼ CORNER, SECTION 4

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.

This certificate is issued to confirm a change in place of use and point of appropriation approved by an order of the Water Resources Director entered July 11, 2006, at Special Order Volume 69, Page 44, approving Transfer Application 10076, and together with Certificate 82029, and Certificate confirming Transfer Application 10075, supercedes Certificate 81675, State record of Water Right Certificates.

Issued DEC 13 2013.



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