

STATE OF OREGON

COUNTY OF KLAMATH

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CARL & RHODADEEN GIBSON
10440 W LANGELL VALLEY RD
BONANZA OR 97623

confirms the right to use the waters of A WELL in the LOST RIVER BASIN for PRIMARY IRRIGATION of 54.3 ACRES AND SUPPLEMENTAL IRRIGATION of 152.0 ACRES.

This right was perfected under Permit G-12448. The date of priority is FEBRUARY 5, 1992. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.72 CUBIC FEET PER measured at the well.

The period of allowed use is April 15 through October 15.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	13 E	WM	5	NW SE	1500 FEET NORTH AND 1560 FEET WEST FROM SE CORNER, SECTION 5

The amount of water used for irrigation under this right, together with the amount used under any other right existing for the same land, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 care-feet 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
40 S	13 E	WM	5	NE SE	0.4
40 S	13 E	WM	5	NW SE	7.8
40 S	13 E	WM	5	SW SE	16.2
40 S	13 E	WM	5	SE SE	29.9

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
40 S	13 E	WM	5	SW NE	40.0
40 S	13 E	WM	5	SE NE	40.0
40 S	13 E	WM	5	NE SE	39.6
40 S	13 E	WM	5	NW SE	29.6

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 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
40 S	13 E	WM	5	SE SE	2.8

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable approved measuring device in good working order, 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 by April 15, 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 or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

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 water user shall obtain a static water-level measurement for each well during March and October of each year and report the measurement to the Department. The measurement shall be made by a certified water rights examiner, registered geologist, licensed land surveyor or registered professional engineer, licensed water well constructors, licensed water well drillers or the water right holder. Water levels shall be reported as depth-to-water below ground level in feet and inches or to one-hundredth of a foot and shall be accompanied by supporting calculations. The water user shall report the static water level in the well to the Groundwater/Hydrology Section of the Water Resources Department by April 15 and November 15, respectively, of each year.

If substantial interference with a senior surface or ground water right occurs due to withdrawal of water from the well listed on this permit, then use of water from such well shall be discontinued or reduced or the schedule of withdrawal shall be regulated until the Department approves or implements an alternative administrative action to mitigate such interference.

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.


This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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

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

Issued AUG 16 2013.



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