

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JON C. AND KAREN S. TUCKER
 PO BOX 615
 STAYTON OR 97383

confirms the right to use the waters of NORTH SANTIAM RIVER, tributary to SANTIAM RIVER for IRRIGATION of 52.8 ACRES.

This right was perfected under Permit S-18018. The date of priority is MAY 14, 1947. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.66 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion (well) is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
9 S	1 W	WM	19	NW SE	2	1010 FEET NORTH AND 705 FEET EAST FROM SE CORNER OF GEORGE NEIL DLC 39

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	GLot	Acres
9 S	1 W	WM	19	SW NE	5	19.1
9 S	1 W	WM	19	SE NW	6	2.7
9 S	1 W	WM	19	NE SW	7	16.3
9 S	1 W	WM	19	NW SW	8	0.1
9 S	1 W	WM	19	NW SE	2	14.6

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 diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
9 S	1 W	WM	19	NW SE	2	3110 FEET SOUTH AND 1490 FEET WEST FROM NE CORNER OF SECTION 19

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 use of water under this right shall be subject to regulation consistent with other water rights from the surface water source and to all other applicable conditions and restrictions that existed at the original point of diversion.

If, within five years after approval of the transfer, the Department finds that the transfer results in substantial or undue interference with an existing ground water right due to use of the well, that would not have occurred in the absence of the transfer, the new point of appropriation shall be subordinate to the existing right injured by the transfer.


The original point of diversion of surface water shall not be retained as an additional or supplemental point of diversion under the transferred portion of the right. However, if within five years after approval of the transfer, the Department receives a transfer application to return to the last authorized surface water point of diversion, the application shall be approved.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the totalizing flow meter or other approved suitable measuring device in good working order.
- 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.

This certificate is issued to confirm a change in CHANGE IN POINT OF DIVERSION TO POINT OF APPROPRIATION approved by an order of the Water Resources Director entered SEPTEMBER 9, 2010, at Special Order Volume 81, Page 842, approving Transfer Application T-10814, supercedes Certificate 23864, State record of Water Right Certificates.

Issued MAR 28 2014


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