

STATE OF OREGON

COUNTY OF CLACKAMAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

U.S.D.A. FOREST SERVICE
 MT HOOD NATIONAL FOREST
 16400 CHAMPION WAY
 SANDY, OR 97055

confirms the right to use the waters of THREE WELLS in the ZIG ZAG RIVER BASIN for QUASI-MUNICIPAL USE.

This right was perfected under Permit G-11788. The date of priority is SEPTEMBER 24, 1992. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.0 CUBIC FOOT PER SECOND (CFS); BEING 0.445 CFS FROM WELL 1, 0.10 CFS FROM WELL 2, AND 0.445 CFS FROM WELL 3, in any combination, or its equivalent in case of rotation, measured at the wells.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 S	8 E	WM	16	SW NW	WELL 1 - 1780 FEET SOUTH & 220 FEET EAST FROM NW CORNER, SECTION 16
3 S	8 E	WM	16	SW NW	WELL 2 - 1775 FEET SOUTH & 175 FEET EAST FROM NW CORNER, SECTION 16
3 S	8 E	WM	16	SW NW	WELL 3 - 1800 FEET SOUTH & 180 FEET EAST FROM NW CORNER, SECTION 16

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	G Lot
3 S	7 E	WM	11	NE SW	8
3 S	7 E	WM	11	SE SW	
3 S	7 E	WM	11	NW SE	7
3 S	7 E	WM	11	SW SE	9
3 S	7 E	WM	13	NW NW	
3 S	7 E	WM	13	SW NW	
3 S	7 E	WM	13	SE NW	
3 S	7 E	WM	13	NE SW	
3 S	7 E	WM	13	SE SW	
3 S	7 E	WM	13	NE SE	4
3 S	7 E	WM	13	NW SE	
3 S	7 E	WM	13	SW SE	
3 S	7 E	WM	13	SE SE	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 183.484 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.

Twp	Rng	Mer	Sec	Q-Q	G Lot
3 S	7 E	WM	14	NE NE	
3 S	7 E	WM	14	NW NE	
3 S	7 E	WM	14	SW NE	
3 S	7 E	WM	14	NE NW	
3 S	7 E	WM	14	NW SE	
3 S	7 E	WM	24	NE NE	1
3 S	8 E	WM	17	SE NE	
3 S	8 E	WM	17	NE SW	
3 S	8 E	WM	17	NW SW	
3 S	8 E	WM	17	SE SW	
3 S	8 E	WM	17	NE SE	
3 S	8 E	WM	17	NW SE	
3 S	8 E	WM	17	SW SE	
3 S	8 E	WM	18	NE SW	
3 S	8 E	WM	18	NW SW	3
3 S	8 E	WM	18	SW SW	4
3 S	8 E	WM	18	SE SW	
3 S	8 E	WM	18	NE SE	
3 S	8 E	WM	18	NW SE	
3 S	8 E	WM	19	NE NE	
3 S	8 E	WM	19	NE NW	
3 S	8 E	WM	19	NW NW	1
3 S	8 E	WM	20	NE NW	
3 S	8 E	WM	20	NW NW	

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or 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.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

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

Under this right, water shall only be appropriated from between 168 feet and 177 below the land surface.

Use of water from the wells, as allowed herein, shall be controlled or shut off if any of the wells displays:

- (a) An average water level decline of three or more feet per year for five consecutive years; or
- (b) A total water level decline of fifteen or more feet; or
- (c) A hydraulic interference decline of fifteen or more feet in any neighboring well providing water for senior exempt uses or wells covered by prior rights.

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a useable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the wells at all times.

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

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described.

OCT 10 2014

Issued _____



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department