

STATE OF OREGON

COUNTY OF LANE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SENECA SAWMILL CO.  
PO BOX 851  
EUGENE OR 97440

confirms the right to use the waters of A WELL, W12 (LANE 72693), in AMAZON CREEK BASIN for INDUSTRIAL USE.

This right was perfected under Permit G-16563. The date of priority is DECEMBER 4, 2008. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.89 CUBIC FOOT PER SECOND measured at the well.

The period of use is September 1 through July 31.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	4 W	WM	4	SE SW	W12 (LANE 72693) - 129 FEET SOUTH AND 1043 FEET WEST FROM NE CORNER OF THE SE 1/4 OF THE SW 1/4, SECTION 4

A description of the place of use is as follows:

INDUSTRIAL USE						
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
17 S	4 W	WM	4	SW SW		
17 S	4 W	WM	4	SE SW		
17 S	4 W	WM	4	SW SE	2	
17 S	4 W	WM	4	SW SE		50
17 S	4 W	WM	4	SE SE		
17 S	4 W	WM	4	SE SE		50
17 S	4 W	WM	9	NE NE		50
17 S	4 W	WM	9	NW NE	1	
17 S	4 W	WM	9	NW NE		50
17 S	4 W	WM	9	SW NE	2	
17 S	4 W	WM	9	SW NE		50
17 S	4 W	WM	9	SE NE		50
17 S	4 W	WM	9	NE NW		

**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.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the totalizing flow meter 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 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; provided however, where the meter is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the right. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board and be submitted to the Department on forms provided by the Department. The Department requires the individual performing the measurement to:

- (A) Associate each measurement with an owner's well name of number and a Department well log id; and
- (B) report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method of measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well if annual water level measurements reveal any of the following events:

- (A) Annual water-level measurements reveal a water-level decline of three or more feet per year for five consecutive years; or
- (B) Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- (C) A water-level measurements reveal a decline of 25 or more feet; or
- (D) Hydraulic interference leading to a decline of 25 or more feet in any neighboring well with senior priority.

The Water Resources Department has determined that the initial water level in the well is that of the initial March report. That is the level from which the cited declines in (A), (B), (C), and (D) above will be referenced. The reference level is 5.70 feet below ground surface. The Director may require that the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights.

The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this right. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

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.

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 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.

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 use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to the agreement.

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

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.

Issued           OCT 14 2014          

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