

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JAMES & SUE GILMOUR
30427 SW STELLMACHER DR
ALBANY OR 97321

confirms the right to use the waters of TWO WELLS (WELL 1 (HARN 1489), WELL 2 (HARN 50318)) in MALHUER LAKE BASIN for IRRIGATION of 71.5 ACRES, being 33.3 acres from WELL 2 (HARN 50318) and 38.2 acres from WELL 1 (HARN 1489).

This right was perfected under Permit G-15663. The date of priority is JULY 8, 1999. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.894 CUBIC FOOT PER SECOND measured at the wells.

The period of use is May 1 through September 30.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
27 S	34 E	WM	5	NW NW	4	WELL 2 (HARN 50318) - 35 FEET SOUTH AND 975 FEET EAST FROM NW CORNER, SECTION 5
27 S	34 E	WM	5	NW SE		WELL 1 (HARN 1489) - 2724 FEET SOUTH AND 2644 FEET EAST FROM NW CORNER, SECTION 5

The amount of water used for irrigation under this right, 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) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

The place of use is located as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Well
27 S	34 E	WM	5	NW NW	4	22.7	HARN 50318
27 S	34 E	WM	5	SW NW		10.6	HARN 50318
27 S	34 E	WM	5	NW SE		38.2	HARN 1489

Measurement, recording and reporting conditions:

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

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.

- 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.

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 wells 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 interference.

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 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.

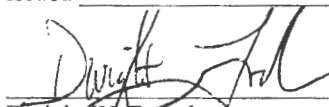
The Director may require water level or pump test results every ten years.

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.

Issued JAN 14 2015


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