

STATE OF OREGON

COUNTY OF KLAMATH

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CRESCENT WATER SUPPLY AND IMPROVEMENT DISTRICT
 PO BOX 247
 CRESCENT OR 97733

confirms the right to use the waters of WELL 1, WELL 2 AND WELL 3 in the LITTLE DESCHUTES RIVER BASIN for QUASI-MUNICIPAL USES.

This right was perfected under Permit G-11990. The date of priority is OCTOBER 19, 1989. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.8 CUBIC FEET PER SECOND (CFS); FURTHER LIMITED TO 1.03 CFS FROM WELL 1, 0.71 CFS FROM WELL 2, AND 0.50 CFS FROM WELL 3, in any combination, or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | GLot | Measured Distances |
|------|-----|-----|-----|-------|------|--|
| 24 S | 9 E | WM | 30 | SW NE | | WELL 1 - 1680 FEET SOUTH AND 1260 FEET EAST FROM N1/4 CORNER, SECTION 30 |
| 24 S | 9 E | WM | 30 | SE NE | | WELL 2 - 1520 FEET SOUTH AND 1770 FEET EAST FROM N1/4 CORNER, SECTION 30 |
| 25 S | 8 E | WM | 1 | NE NE | 1 | WELL 3 - 470 FEET SOUTH AND 770 FEET WEST FROM NE CORNER, SECTION 1 |

A description of the place of use is as follows:

| Twp | Rng | Mer | Sec | Q-Q | GLot |
|------|-----|-----|-----|----------|------|
| 24 S | 8 E | WM | 25 | NW NE | |
| 24 S | 8 E | WM | 25 | S 1/2 NE | |
| 24 S | 8 E | WM | 25 | SE NW | |
| 24 S | 8 E | WM | 25 | SW 1/4 | |
| 24 S | 8 E | WM | 25 | SE 1/4 | |
| 24 S | 8 E | WM | 36 | SE NE | |
| 24 S | 8 E | WM | 36 | E 1/2 SW | |
| 24 S | 8 E | WM | 36 | SE 1/4 | |
| 24 S | 9 E | WM | 30 | NE 1/4 | |
| 24 S | 9 E | WM | 30 | S 1/2 NW | 2 |
| 24 S | 9 E | WM | 30 | SW 1/4 | 3, 4 |
| 24 S | 9 E | WM | 30 | NW SE | |
| 24 S | 9 E | WM | 31 | W 1/2 NW | |
| 25 S | 8 E | WM | 1 | N 1/2 NE | 1, 2 |

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.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described; however, water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

The water user shall submit March static water level in the wells to the Groundwater/Hydrology section of the Water Resources Department by April 15 of each year. The measurement shall be made and calculations detailed by a certified water rights examiner, registered professional geologist, certified engineering geologist, or professional engineer.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or 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 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 water user shall obtain a static water-level measurement for each well during March of each year and report the measurement to the Department within thirty days. The measurement shall be made by a certified water-rights examiner, registered professional geologist, certified engineering geologist, professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Water levels shall be reported as depth-to-water below ground level and shall be accompanied by supporting calculations. Reports and calculations shall be provided to the Department on forms provided by the Department and shall be certified as to their accuracy by the individual making the measurements. If a well listed on this right displays a total static water-level decline of 25 or more feet over any period of years, as compared to the reference level, then the water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s). Such action shall be taken until the water level recovers to above the 25-foot decline level or until the Department determines, based on the water user 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 reference level for water-level declines shall be the second annual measurement taken after water use begins under the terms of this permit. The water user shall in no instance allow excessive decline to occur within the aquifer as a result of use under this permit.

Use of water from the wells shall not be allowed if the wells display an (A) average water level decline of 3 or more feet per year for 5 consecutive years, or (B) a water level decline of 15 or more feet in fewer than 5 consecutive years, or (C) a water level decline of 25 or more feet, or (D) a hydraulic interference decline of 25 or more feet in any neighboring well with senior priority which provides water for an authorized use.

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(s) 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 Water Resources Department has determined that the initial water level in the wells are those of the initial March report. That is the level from which the cited declines in (A), (B) and (C) above will be referenced.

The reference levels against which any future measurements will be compared for each well is as follows:

Well 1 is 321 feet below land surface.

Well 2 is 343 feet below land surface.

Well 3 is 265 feet below land surface.

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.

When required by the Department, the water user shall install and maintain a weir, meter, or other suitable measuring device and shall keep a complete record of the amount of ground water withdrawn.

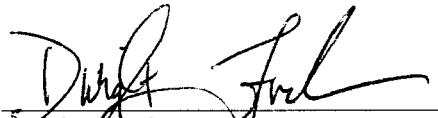
Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste.

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 granted herein may be made only at times when sufficient water is available to satisfy all prior rights.

Issued **MAR 20 2015** .



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