

STATE OF OREGON
 COUNTY OF CLACKAMAS
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KELSO WATER ASSOCIATION INC.
 PO BOX 835
 BORING OR 97009

confirms the right to use the waters of WELL 3 AND WELL 4 in the NORTH FORK DEEP CREEK BASIN for QUASI-MUNICIPAL USE.

This right was perfected under Permit G-3407. The date of priority is AUGUST 17, 1966. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.53 CUBIC FOOT PER SECOND (CFS), being 0.213 CFS from Well 3 and 0.416 CFS from Well 4, or its equivalent in case of rotation, measured at each well. The total volume diverted shall not exceed 117.9 ACRE-FEET during the calendar year.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	4 E	WM	3	SE SW	WELL 3 - 257 FEET NORTH AND 968 FEET WEST FROM S1/4 CORNER, SECTION 3
2 S	4 E	WM	3	SE SW	WELL 4 - 352 FEET NORTH AND 933 FEET WEST FROM S1/4 CORNER, SECTION 3

The period of use is year round.

The use shall conform to any reasonable rotation system as ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q
2 S	4 E	WM	3	NE SW
2 S	4 E	WM	3	SE SW
2 S	4 E	WM	10	NW NE

The quantity of water diverted at the new point of appropriation, together with the quantity diverted at the original point of appropriation, shall not exceed the quantity of water lawfully authorized under the right.

The water user shall maintain totalizing in-line flow meters for measuring and recording the quantity of water used.

The water shall submit a monthly record of the quantity of water diverted to the Watermaster. The report is due on the 15th of each month on a form provided by the Department. The report shall contain the maximum rate and total volume of water diverted for the previous month.

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.

To monitor the effect of water use from the well(s) authorized under this right, the Department requires the water user to make and report annual static water level measurements. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement. Based on an analysis of the data collected, the Director may require that the user obtain and report additional annual static water level measurements beyond the seven year minimum reporting period. The additional measurements may be required in a different month. If the measurement requirement is stopped, the Director may restart it at any time.

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) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method used to obtain each well 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(s) if annual water level measurements reveal any of the following events:

- (A) An average water level decline of three or more feet per year for five consecutive years; or
- (B) A water level decline of 15 or more feet in fewer than five consecutive years; or
- (C) A water level 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 reference level against which any future measurements will be compared is 229.6 feet below land surface for Well 3 and 206.3 feet below land surface for Well 4.

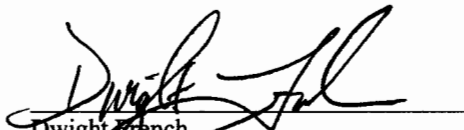
The period of non-use or restricted use shall continue until the water level rises above the decline level which triggered the action or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can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

This certificate is issued to confirm a change in PLACE OF USE, CHARACTER OF USE, AN ADDITIONAL POINT OF APPROPRIATION, AND PARTIAL CANCELLATION OF A WATER RIGHT, approved by an order of the Water Resources Director entered November 18, 2002, at Special Order Volume 56, Page 2063, approving Transfer Application 7026, supercedes Certificate 42888, State record of Water Right Certificates.

JUL 24 2015

Issued _____


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