

STATE OF OREGON
 COUNTY OF MALHEUR
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

REX A. MAAG
 PATRICIA R. MAAG
 2423 12TH AVE E
 VALE OR 97918

confirms the right to use the waters of WELL 2 in WILLOW CREEK BASIN, for SUPPLEMENTAL IRRIGATION USE ON 389.8 ACRES.

This right was perfected under Permit G-15815. The date of priority is FEBRUARY 3, 2004. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.98 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The period of use is February 15 through September 1.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	44 E	WM	15	SW NW	WELL 2 - 2750 FEET NORTH AND 3100 FEET WEST FROM E1/16 CORNER, BETWEEN SECTION 15 AND SECTION 22

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 and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
17 S	44 E	WM	15	NE NE	34.6
17 S	44 E	WM	15	NW NE	35.9
17 S	44 E	WM	15	SW NE	34.9
17 S	44 E	WM	15	SE NE	37.4
17 S	44 E	WM	15	NE NW	34.5
17 S	44 E	WM	15	NW NW	37.8
17 S	44 E	WM	15	SW NW	39.3
17 S	44 E	WM	15	SE NW	39.4
17 S	44 E	WM	15	SE SW	4.5
17 S	44 E	WM	15	NE SE	34.5
17 S	44 E	WM	15	SW SE	30.3
17 S	44 E	WM	15	SE SE	32.7

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device approved by the Director 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.

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 interference.

The well 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.

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 such agreement.

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

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.

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