

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DONALD DOERFLER  
DEBRA DOERFLER  
13883 DOERFLER RD SE  
SILVERTON OR 97381

DAVID DOERFLER  
RITA DOERFLER  
13510 DOERFLER RD SE  
SILVERTON OR 97381

confirms the right to the use of water perfected under the terms of Permit G-11733. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of appropriation from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: A WELL IN PUDDING RIVER BASIN

PURPOSE or USE: NURSERY USE

MAXIMUM RATE: 0.05 CUBIC FOOT PER SECOND AND SHALL NOT EXCEED 36.1 ACRE-FEET DURING THE CALENDAR YEAR

DATE OF PRIORITY: APRIL 2, 1992

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
7 S	1 W	WM	34	NE SW	39	810 FEET NORTH AND 290 FEET EAST FROM RE-ENTRANT CORNER, DLC 39

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

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC
7 S	1 W	WM	34	SE NW	39
7 S	1 W	WM	34	NE SW	39
7 S	1 W	WM	34	SE SW	39

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or measuring device 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.

**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.

- 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.

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, land owner or appropriator. Water levels shall be reported as depth-to-water below ground surface 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 referenced 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 referenced level for water-level declines shall be the second annual measurement taken after water use begins under the terms of this right. The water user shall in no instance allow excessive decline to occur within the aquifer as a result of use under this right.

The Department 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 to the use of the water for the above purpose is restricted to beneficial use without waste on the lands or place of use described. 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 confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described.

This certificate is issued to confirm a change in CHARACTER OF USE approved by an order of the Water Resources Director entered February 22, 2006, at Special Order Volume 68, Page 85, approving Transfer Application 8846, and together with Certificate 81837, supercedes Certificate 80668, State record of Water Right Certificates.

Issued           AUG 03 2016          .



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