

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BRENT NELSON
TODD NELSON
17280 BOONES FERRY RD NE
WOODBURN OR 97071

confirms the right to the use of water perfected under the terms of Permit G-11614. 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 BUTTE CREEK BASIN

PURPOSE or USE: GENERAL NURSERY AND TEMPERATURE CONTROL

MAXIMUM RATE: 0.67 CUBIC FOOT PER SECOND

PERIOD OF USE: GENERAL NURSERY DURING THE IRRIGATION SEASON (MARCH 1 THROUGH OCTOBER 31) AND TEMPERATURE CONTROL FROM NOVEMBER 1 TO THE LAST DAY OF FEBRUARY

DATE OF PRIORITY: MARCH 2, 1992

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 S	1 W	WM	15	NW NE	NEW WELL #1 - 40 FEET SOUTH AND 1750 FEET WEST FROM NE CORNER, SECTION 15

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
5 S	1 W	WM	15	NE NE			18.3
5 S	1 W	WM	15	NW NE			13.7
5 S	1 W	WM	15	SW NE	2		9.4
5 S	1 W	WM	15	SE NE	1		9.8
5 S	1 W	WM	15	SE NE		57	2.0

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

A regulating device shall be installed pursuant to ORS 540.310.

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.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the in-line flow meter or other suitable device for measuring and recording the quantity of water appropriated
- B. The water user shall allow the watermaster access to the in-line flow meter or suitable 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.

The water user shall obtain a static water-level measurement for the well during the 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. 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 or until the Department determines, based on the water user's or the Department's data and analysis, that no action is necessary without adversely impacting the resources or senior water rights. The measurement taken after water use began 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 Director may require water level or pump test results every ten years.

Water shall be acquired from the same aquifer (water source) as the original points of appropriation.

The quantity diverted at the new point of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation and shall not exceed 133.0 acre-feet (43.34 million gallons per year) described as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
5 S	1 W	WM	15	NW NE		WELL #1 – 670 FEET SOUTH AND 2460 FEET WEST FROM NE CORNER, SECTION 15
5 S	1 W	WM	15	NW SE	5	WELL #2 – 2720 FEET SOUTH AND 2640 FEET WEST FROM NE CORNER, SECTION 15

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.

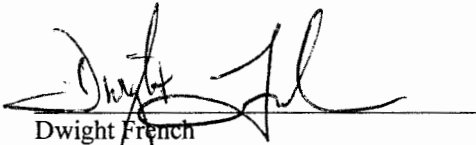
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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

This certificate is issued to confirm a change in ADDITIONAL POINT OF APPROPRIATION AND CHARACTER OF USE; approved by an order of the Water Resources Director entered May 25, 2006, at Special Order Volume 68, Page 537, approving Transfer Application 9959, and together with Certificate 81903, supercedes Certificate 81743, State record of Water Right Certificates.

Issued OCT 28 2016



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