

STATE OF OREGON  
 COUNTY OF KLAMATH  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WALTER RITTER  
 RITTER RANCH  
 1757 MAGNOLIA AVE  
 MEDFORD OR 97501

confirms the right to the use of water perfected under the terms of Permit G-13178. 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 diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-12769

SOURCE OF WATER: A WELL IN THE LOST RIVER BASIN

PURPOSE or USE: PRIMARY IRRIGATION OF 164.7 ACRES

MAXIMUM RATE: 1.481 CUBIC FEET PER SECOND

PERIOD OF ALLOWED USE: MARCH 1 THROUGH SEPTEMBER 30 OF EACH YEAR

DATE OF PRIORITY: FEBRUARY 3, 1992 FOR PRIMARY IRRIGATION OF 95.0 ACRES, AND AUGUST 15, 1994 FOR PRIMARY IRRIGATION OF 69.7 ACRES.

The well is located as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances  |
|------|------|-----|-----|-------|---|
| 38 S | 11 E | WM  | 5   | SE SW | WELL #1 - 300.02 FEET NORTH AND 2565.67 FEET EAST FROM SW CORNER, SECTION 5 |

The amount of water used for irrigation under this right, together with the amount used under any other right existing for the same land, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 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   | GLot | Acres |
|------|------|-----|-----|-------|------|-------|
| 37 S | 11 E | WM  | 32  | SE SW |      | 35.2  |
| 37 S | 11 E | WM  | 32  | SW SE |      | 34.5  |
| 38 S | 11 E | WM  | 5   | NW NE | 2    | 40.7  |
| 38 S | 11 E | WM  | 5   | SW NE |      | 35.1  |

**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.

| Twp  | Rng  | Mer | Sec | Q-Q   | GLot | Acres |
|------|------|-----|-----|-------|------|-------|
| 38 S | 11 E | WM  | 5   | NE NW | 3    | 14.0  |
| 38 S | 11 E | WM  | 5   | SE NW |      | 2.0   |
| 38 S | 11 E | WM  | 5   | NW SE |      | 3.2   |

Ground water use under this right can occur only when:

- a. Use is consistent with a critical ground water area order that has been issued by the Oregon Water Resources Department; or
- b. Unless use is made consistent with a critical ground water area order, use occurs only when the ground water elevation at Bonanza Big Springs Park well KLAM 50318 (well tag 101119) as constructed in June 1996 is greater than or equal to 0.50 feet higher than the Lost River surface water elevation as measured at the stilling well at Bonanza Big Springs Park; or
- c. Unless use is made consistent with a critical ground water area order, the Department using available data shows ground water use does not reduce Bonanza Big Springs Flow.
- d. Any use of water under the terms and conditions of this right shall continue to be subject to regulation in favor of senior surface or ground water rights.

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, 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 by April 15, 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 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 usable access port, and may also include an air line and pressure gauge adequate to determine the water level elevation in the well at all times.

The water user shall obtain a static water-level measurement for each well during March and September of each year and report the measurement to the Department. The measurement shall be made by a certified water rights examiner, registered geologist, licensed land surveyor or registered professional engineer, licensed water well constructors, licensed water well drillers or the water user/appropriator. Water levels shall be reported as depth-to-water below ground level in feet and inches or to one-hundredth of a foot and shall be accomplished by supporting calculations. The water user shall report the static water level in the well to the Groundwater/Hydrology Section of the Water Resources Department by April 15 and October 15, respectively, of each year.

If substantial interference with a senior surface or ground water right occurs due to withdrawal of water from the well listed on this right, then use of water from such well shall be discontinued or reduced or the schedule of withdrawal shall be regulated until the Department approves or implements an alternative administrative action to mitigate such interference.

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.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

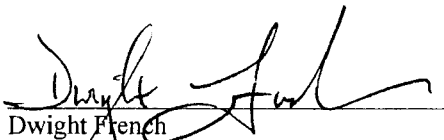
The Director may require water level or pump test results every ten years.

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.

Issued FEB 10 2017.



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