

STATE OF OREGON  
COUNTY OF HARNEY  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MATTHEW F. STASHIN  
21762 SW MOUNTAIN HOME RD  
SHERWOOD OR 97140

NORTHWEST FARM CREDIT SERVICES, FLCA  
3370 10<sup>TH</sup> STREET, SUITE B  
BAKER CITY OR 97814

confirms the right to the use of water perfected under the terms of Permit G-17595. 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-7079

SOURCE OF WATER: THREE WELLS IN MALHEUR LAKE BASIN

PURPOSE OR USE: IRRIGATION OF 454.0 ACRES

MAXIMUM RATE: 5.5 CUBIC FEET PER SECOND (CFS), BEING 1.83 CFS FROM EACH OF THE WELLS

DATE OF PRIORITY: AUGUST 18, 1975

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
24 S	33 E	WM	18	NW NE	WELL 2 - 32.0 FEET NORTH AND 28.7 FEET WEST FROM SE CORNER, NWNE, SECTION 18
24 S	33 E	WM	18	SW SE	WELL 3 - 42.7 FEET SOUTH AND 32.9 FEET WEST FROM NE CORNER, SWSE, SECTION 18
24 S	33 E	WM	18	NE SW	WELL 4 - 60.5 FEET NORTH AND 304.75 FEET EAST FROM SW CORNER, NESW, SECTION 18

The amount of water used for irrigation, 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.

**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.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
24 S	33 E	WM	18	NE NE		37.6
24 S	33 E	WM	18	NW NE		35.9
24 S	33 E	WM	18	SW NE		37.0
24 S	33 E	WM	18	SE NE		38.8
24 S	33 E	WM	18	NE SW		40.0
24 S	33 E	WM	18	NW SW	3	35.9
24 S	33 E	WM	18	SW SW	4	34.8
24 S	33 E	WM	18	SE SW		38.8
24 S	33 E	WM	18	NE SE		38.8
24 S	33 E	WM	18	NW SE		40.0
24 S	33 E	WM	18	SW SE		38.8
24 S	33 E	WM	18	SE SE		37.6

The Department requires the water user to measure and report annual static water levels for each well on the right. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The water user shall report annual March static water-level measurements whether or not the well is used. The reference levels against which future measurements will be compared are 20.1 feet below ground surface for Well 2, 13.8 feet below ground surface for Well 3, and 18.5 feet below ground surface for Well 4. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

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. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of 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.

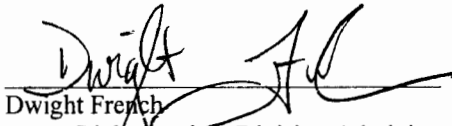
The wells shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The water user shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

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 06 2017.

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