

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STEVE V. JOHNSON AND CONSTANCE A. JOHNSON
 10404 HAZELGREEN RD
 SILVERTON OR 97381

confirms the right to the use of water perfected under the terms of Permit G-11940. 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 well(s). The specific limits and conditions of the use are listed below.

SOURCE OF WATER: THREE WELLS IN WEST FORK LITTLE PUDDING RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 40.0 ACRES

MAXIMUM RATE: 0.50 CUBIC FOOT PER SECOND (CFS), FURTHER LIMITED TO 0.50 CFS FROM WELL 1, 0.32 CFS FROM WELL 2, AND 0.48 CFS FROM WELL 3, NOT TO EXCEED A MAXIMUM CUMULATIVE TOTAL OF 0.50 CFS

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JUNE 24, 1992

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
6 S	1 W	WM	31	SE NE	1	WELL 1 (NEW) - 40 FEET NORTH AND 510 FEET WEST FROM E1/4 CORNER, SECTION 31
6 S	1 W	WM	31	NE SE		WELL 2 (NEW) - 800 FEET SOUTH AND 520 FEET WEST FROM E1/4 CORNER, SECTION 31
6 S	1 W	WM	31	SE NE	1	WELL 3 (NEW) - 110 FEET NORTH AND 150 FEET WEST FROM E1/4 CORNER, SECTION 31

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 per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre 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	Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
6 S	1 W	WM	31	SE NE	1	0.4	6 S	1 W	WM	32	SW NW	2	4.7
6 S	1 W	WM	31	NE SE		11.6	6 S	1 W	WM	32	NW SW		8.2
6 S	1 W	WM	31	SE SE		11.9	6 S	1 W	WM	32	SW SW		3.2

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 totalizing flow meters or other suitable measuring devices as approved by the Director in good working order, at each point of appropriation.
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are 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 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. 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, 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 reference levels for water-level declines for this right are 51.10 feet below ground surface for Well 1, 36.85 feet below ground surface for Well 2, and 41.84 feet below ground surface for Well 3. The water user shall in no instance allow excessive decline to occur within the aquifer as a result of use under this right.

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

The quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation described as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
7 S	2 W	WM	29	NW SW	77	ORIGINAL WELL - 1450 FEET NORTH AND 1620 FEET WEST FROM THE MOST NORTHERLY CORNER, DLC 75

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

The Director 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 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.

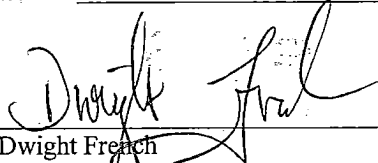
The use of water shall be limited when it interferes with any prior surface or ground water rights.

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

This certificate is issued to confirm changes in POINTS OF APPROPRIATION AND PLACE OF USE approved, superseded, and corrected by an order of the Water Resources Director entered DECEMBER 29, 2010, at Special Order Volume 83, Page 255, approving Transfer Application 10999, and together with Certificate 86681, supersedes Certificate 82388, State record of Water Right Certificates.

NOV 15 2018

Issued _____



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

