

STATE OF OREGON
 COUNTY OF TILLAMOOK
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PATRICK ZWEIFEL
 9455 KILCHIS RIVER RD
 TILLAMOOK OR 97141

confirms the right to the use of water perfected under the terms of Permit S-54535. 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: S-86710

SOURCE OF WATER: KILCHIS RIVER, A TRIBUTARY OF TILLAMOOK BAY; KILCHIS RESERVOIR, CONSTRUCTED UNDER PERMITS R-14445 AND R-15144, TRIBUTARIES OF KILCHIS RIVER

PURPOSE or USE: IRRIGATION USE ON 41.9 ACRES, AGRICULTURAL USE, AND POND MAINTENANCE

MAXIMUM RATE AND VOLUME: 0.248 CUBIC FOOT PER SECOND (CFS), BEING 0.156 CFS FOR IRRIGATION AND AGRICULTURAL USE AND 0.092 CFS FOR POND MAINTENANCE; 8.96 ACRE-FEET (AF) FOR IRRIGATION AND AGRICULTURAL USE

PERIODS OF USE:

IRRIGATION FROM KILCHIS RIVER – MARCH 1 THROUGH APRIL 30
 IRRIGATION FROM KILCHIS RESERVOIR – MAY 1 THROUGH OCTOBER 31
 AGRICULTURAL USE FROM KILCHIS RIVER – DECEMBER 1 THROUGH FEBRUARY 28/29
 AGRICULTURAL USE FROM KILCHIS RESERVOIR – NOVEMBER 1 THROUGH NOVEMBER 30
 POND MAINTENANCE – DECEMBER 1 THROUGH APRIL 30

DATE OF PRIORITY: OCTOBER 24, 2006

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	9 W	WM	32	SW SW	RIVER POD - 600 FEET NORTH AND 1100 FEET EAST FROM SW CORNER, SECTION 32
1 N	9 W	WM	32	SE SW	RESERVOIR POD - 1010 FEET NORTH AND 1560 FEET EAST FROM SW CORNER, SECTION 32

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.

The amount of water used for irrigation under this right, 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 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:

IRRIGATION & AGRICULTURAL USE					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	9 W	WM	31	SE SE	15.3
1 N	9 W	WM	32	SW SW	19.3
1 N	9 W	WM	32	SE SW	7.3

POND MAINTENANCE				
Twp	Rng	Mer	Sec	Q-Q
1 N	9 W	WM	32	SE SW

Measurement, recording, and reporting conditions:

- A. The water user shall maintain a totalizing flow meter at each point of diversion in good working order. The water user shall keep a complete record of the amount of water used each month, and shall submit electronically the water-use on a monthly basis to the Department indicating the amount of water diverted to storage, storage maintenance, and primary irrigation/agricultural use. 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(s); provided however, where any meter is located within a private structure, the watermaster shall request access upon reasonable notice.

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.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

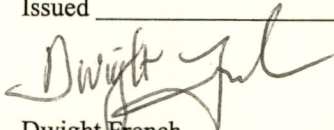
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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 allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior 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.

Issued SEP 24 2021



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