

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGER L. SHELEY
MINDY S. SHELEY
71111 RUHL RD
BURNS OR 97720

confirms the right to the use of water perfected under the terms of Permit G-12676. 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 SOLDIER CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 49.7 ACRES

MAXIMUM RATE: 0.62 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: SEPTEMBER 9, 1994

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
23 S	32 E	WM	11	NW NW	WELL 4 - RAINE WELL (ADDITIONAL) - 880 FEET SOUTH AND 70 FEET EAST FROM NW CORNER, SECTION 11
23 S	32 E	WM	2	SW SW	WELL 1 (NEW) - 60 FEET NORTH AND 1315 FEET EAST FROM SW CORNER, SECTION 2
23 S	32 E	WM	11	SW SW	WELL 5 (ADDITIONAL) - 1650 FEET SOUTH AND 110 FEET EAST FROM W1/4 CORNER, SECTION 11

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 (or its equivalent) and 3.0 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	Acres
23 S	32 E	WM	11	NE NW	31.5
23 S	32 E	WM	11	SE NW	18.2

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 another suitable measuring device 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.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The wells 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 to determine the water level elevation in the well at all times.

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 quantity of water diverted at the new points of appropriation (Well 1), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 2) described as follows:

Twsp	Rng	Mer	Sec	Q-Q	Measured Distances
23 S	32 E	WM	2	NE SW	WELL 2 (ORIGINAL) - 1325 FEET NORTH AND 1325 FEET EAST FROM SW CORNER, SECTION 2

The quantity of water diverted at the additional points of appropriation (Wells 4 and 5), together with that diverted at the new point of appropriation (Well 1), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 2) described as follows:

Twsp	Rng	Mer	Sec	Q-Q	Measured Distances
23 S	32 E	WM	2	NE SW	WELL 2 (ORIGINAL) - 1325 FEET NORTH AND 1325 FEET EAST FROM SW CORNER, SECTION 2

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

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 POINT OF APPROPRIATION, ADDITIONAL POINTS OF APPROPRIATION and PLACE OF USE approved by an order of the Water Resources Director entered NOVEMBER 10, 2021, at Special Order Volume 122, Page 41, approving Transfer Application T-13257, and together with Certificate 95915, supersedes Certificate 92120, State Record of Water Right Certificates.

Issued JAN 27 2023



Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department