

STATE OF OREGON  
 COUNTY OF CLACKAMAS  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RAY GANNON  
 27011 SW PETES MOUNTAIN RD,  
 WEST LINN, OR 97068

confirms the right to the use of water perfected under the terms of Permit G-15646. 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 appropriation from the source. The specific limits and conditions of the use are listed below.

SOURCE: A WELL IN BEAR CREEK BASIN

USE: NURSERY USE ON 33.1 ACRES

RATE: 0.17 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR-ROUND

PRIORITY DATE: JULY 25, 2001

The point of appropriation is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
4 S	1 E	WM	32	SE SW	WELL 2 (CERTIFICATE 86986) - 720 FEET NORTH FROM THE S1/4 CORNER OF SECTION 32

The amount of water used for nursery is limited to a maximum of 5.0 acre feet per acre and a diversion of 0.15 cubic foot per second per acre. For irrigation of containerized nursery plants, the amount of water diverted is limited to one fortieth of one cubic foot per second and 5.0 acre feet per acre per year. For irrigation of in-ground nursery plants the amount of water diverted is limited to one eightieth of one cubic foot per second and 2.5 acre feet per acre per year. The use of water for nursery use may be made any time, during the period of allowed use specified above, that the use is beneficial. For irrigation of any other crop, the amount of water diverted is limited to one eightieth of one cubic foot per second and 2.5 acre feet per acre during the irrigation season of each year.

A description of the place of use are as follows:

Ray Gannon – Well 2						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
4 S	1 E	WM	32	SE NW	2	14.4
4 S	1 E	WM	32	NE SW		18.7

The quantity of water diverted at the new point of appropriation (well 2 – certificate 86986), shall not exceed the quantity of water available from the original point of appropriation (well 2) described as follows:

**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.

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
4S	1E	WM	32	SE NW	2	WELL 2 – 50 FEET NORTH AND 50 FEET WEST FROM C ¼ CORNER, SECTION 32

Measurement, recording, and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device as 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 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.

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

The water user shall ensure the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on the 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 interference.

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 pressure gauge adequate 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 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 a change in POINT OF APPROPRIATION approved by an order of the Water Resources Director entered February 25, 2020, at Special Order Volume 116, Page 197, approving Transfer Application T-12879, and together with Certificate 94822, supersedes Certificate 93512, State record of Water Right Certificates.

Issued **APR 28 2023**



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