

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FESSLER FAMILY LLC  
13009 MCKEE SCHOOL RD  
WOODBURN OR 97071-9089

confirms the right to use the waters of SIX WELLS in the LITTLE PUDDING RIVER BASIN for IRRIGATION of 25.0 ACRES.

This right was perfected under Permit G-11414. The date of priority is APRIL 4, 1991.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.30 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	2 W	WM	10	SE NW	97	WELL 5 - MARI 3908 (ORIGINAL) - 3150 FEET NORTH AND 4730 FEET EAST FROM SW CORNER, DLC 60
6 S	2 W	WM	9	SE NE	60	WELL 2 - MARI 3898 (ADDITIONAL) - 3475 FEET NORTH AND 1545 FEET EAST FROM SW CORNER, DLC 60
6 S	2 W	WM	9	NW SE	60	WELL 3 - MARI 3890 (ADDITIONAL) - 2025 FEET NORTH AND 205 FEET EAST FROM SW CORNER, DLC 60
6 S	2 W	WM	9	SE SE	60	WELL 4 - MARI 3905 (ADDITIONAL) - 760 FEET NORTH AND 2470 FEET EAST FROM SW CORNER, DLC 60
6 S	2 W	WM	10	SW SE		WELL 1 - MARI 3926 (ADDITIONAL) - 1020 FEET NORTH AND 6170 FEET EAST FROM SW CORNER, DLC 60
6 S	2 W	WM	10	SE SW	60	WELL 6 - MARI 66706 (ADDITIONAL) - 640 FEET NORTH AND 4880 FEET EAST FROM SW CORNER, DLC 60

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, 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	DLC	Acres
6 S	2 W	WM	10	NW NW	97	2.0
6 S	2 W	WM	10	SW NW	97	23.0

**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.

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device as approved by the Director in good working order at each point of appropriation (new and existing).
- B. The water user shall allow the Watermaster access to the meter(s) or measuring device(s); provided however, where the meter(s) or measuring device(s) are located within a private structure, the Watermaster shall request access upon reasonable notice.

The quantity of water diverted at the additional points of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	2 W	WM	10	SW NW	97	WELL 1 - 1498 FEET NORTH AND 1620 FEET WEST FROM MOST SOUTHERLY SE CORNER, DLC 97
6 S	2 W	WM	10	SE NW		WELL 5 - MARI 3908 - 3150 FEET NORTH AND 4730 FEET EAST FROM SW CORNER, DLC 60

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

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.

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

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 lands or place of use described.

This certificate is issued to confirm ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered APRIL 26, 2016, at Special Order Volume 100, Page 319, approving Transfer Application T-12078, supersedes Certificate 87080, State Record of Water Right Certificates.

Issued MAR 27 2026.



Katherine Ratcliffe  
 Water Right Services Division Administrator, for  
 Ivan Gall, Director  
 Oregon Water Resources Department