

STATE OF OREGON
COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

This Is to Certify, That **LULAY FARMS, INC.**

of **Route 1, Sublimity**, State of **Oregon**, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of **Thomas Creek**

a tributary of **South Santiam River** for the purpose of **irrigation of 122.6 acres**

under Permit No. **32497** of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from **April 3, 1967**

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed **1.53 cubic feet per second**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **#1 - NE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within Shelton DLC 44, #2 - NE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within Shelton DLC 67, Section 2, T. 10 S., R. 1 E., W. M., #1 - 2470 feet South and 2070 feet West, #2 - 1930 feet South and 2900 feet West***

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to **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 $\frac{1}{2}$ acre feet per acre** for each acre irrigated during the irrigation season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

15.4 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$	27.6 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
35.7 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$	15.9 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
Both as projected within Shelton DLC 67	9.4 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
2.6 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$	5.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
0.1 acre SW $\frac{1}{4}$ NE $\frac{1}{4}$	1.1 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
Both as projected within Shelton DLC 44	All as projected within Shelton DLC 67
Section 2	0.3 acre NE $\frac{1}{4}$ SW $\frac{1}{4}$
	6.8 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
	Both as projected within Thomas DLC 40
	2.7 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
	As projected within Shelton DLC 67
	Section 2
	T. 10 S., R. 1 E., W. M.

* both from Easterly SE Corner, Shelton DLC 67.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. **June 28, 1974**

Chris L. Wheeler

State Engineer