

STATE OF OREGON

COUNTY OF LANE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MUDDY CREEKS IRRIGATION DISTRICT
32255 BOWERS DRIVE
HARRISBURG, OREGON 97446

confirms the right to use the waters of the MCKENZIE RIVER, a tributary of the WILLAMETTE RIVER, for IRRIGATION OF 2087.6 ACRES.

This right was perfected under Permit 50921. The date of priority is AUGUST 13, 1986 FOR 0.961 CUBIC FOOT SECOND AND OCTOBER 2, 1986 FOR 25.129 CUBIC FEET PER SECOND. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 26.09 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

This certificate does not include rights inchoate under Transfer Application T-6999. The inchoate rights allow for irrigation of 6.7 acres. The dates of priority are August 13, 1986 for 0.003 cfs and October 2, 1986 for 0.081 cfs.

The point of diversion is located as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 9, T 17 S, R 3 W, WM; 4440 FEET SOUTH AND 5250 FEET EAST FROM THE SE CORNER, DLC 79.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 for each acre irrigated during the irrigation season of each year.

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

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

T-6999.DIP

Certificate Number 80835

A description of the place of use to which this right is appurtenant is as follows:

NE $\frac{1}{4}$ NW $\frac{1}{4}$	0.5 ACRE	W.M.	
NW $\frac{1}{4}$ NW $\frac{1}{4}$	17.6 ACRES		
SECTION 30		NW $\frac{1}{4}$ SE $\frac{1}{4}$	9.8 ACRES
		SW $\frac{1}{4}$ SE $\frac{1}{4}$	37.5 ACRES
NE $\frac{1}{4}$ NE $\frac{1}{4}$	0.6 ACRE	SE $\frac{1}{4}$ SE $\frac{1}{4}$	39.3 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	18.4 ACRES	SECTION 18	
SECTION 32		NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 ACRES
		NW $\frac{1}{4}$ NE $\frac{1}{4}$	35.8 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$	0.7 ACRE	SW $\frac{1}{4}$ NW $\frac{1}{4}$	20.0 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	21.4 ACRES	SE $\frac{1}{4}$ NW $\frac{1}{4}$	6.7 ACRES
SECTION 33		SECTION 19	
TOWNSHIP 14 SOUTH, RANGE 3 WEST,			
W.M.		SW $\frac{1}{4}$ NW $\frac{1}{4}$	7.8 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$	4.9 ACRES	NE $\frac{1}{4}$ SW $\frac{1}{4}$	5.1 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$	1.3 ACRES	NW $\frac{1}{4}$ SW $\frac{1}{4}$	39.4 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	2.9 ACRES	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	13.4 ACRES	SE $\frac{1}{4}$ SW $\frac{1}{4}$	7.5 ACRES
SECTION 9		all as projected within DLC 62	
		SECTION 28	
NE $\frac{1}{4}$ NE $\frac{1}{4}$	27.7 ACRES	SW $\frac{1}{4}$ NE $\frac{1}{4}$	15.5 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	36.8 ACRES	as projected within DLC 54	
SECTION 10		SE $\frac{1}{4}$ NE $\frac{1}{4}$	4.1 ACRES
		as projected within DLC 62	
NW $\frac{1}{4}$ SW $\frac{1}{4}$	23.9 ACRES	SE $\frac{1}{4}$ NW $\frac{1}{4}$	20.4 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$	32.0 ACRES	as projected within DLC 54	
SECTION 14		NE $\frac{1}{4}$ SW $\frac{1}{4}$	12.3 ACRES
		NE $\frac{1}{4}$ SE $\frac{1}{4}$	2.9 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	39.5 ACRES	both as projected within DLC 54	
SE $\frac{1}{4}$ NE $\frac{1}{4}$	39.0 ACRES	NE $\frac{1}{4}$ SE $\frac{1}{4}$	21.7 ACRES
SECTION 22		as projected within DLC 62	
		NW $\frac{1}{4}$ SE $\frac{1}{4}$	4.6 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$	4.3 ACRES	as projected within DLC 54	
SW $\frac{1}{4}$ NW $\frac{1}{4}$	20.0 ACRES	SE $\frac{1}{4}$ SE $\frac{1}{4}$	18.3 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	4.4 ACRES	as projected within DLC 62	
SECTION 23		SECTION 29	
TOWNSHIP 14 SOUTH, RANGE 4 WEST,			

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 2.0 ACRES
 as projected within DLC 62
 NE $\frac{1}{4}$ NE $\frac{1}{4}$ 1.3 ACRES
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 27.6 ACRES
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 11.7 ACRES
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 2.0 ACRES
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 21.1 ACRES
 all as projected within DLC 64
 SECTION 32

 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 5.3 ACRES
 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 24.6 ACRES
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 1.0 ACRES
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 0.7 ACRE
 all as projected within DLC 62
 LOT 6 (SE $\frac{1}{4}$ NW $\frac{1}{4}$) 4.2 ACRES
 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.4 ACRE
 SECTION 33
 TOWNSHIP 15 SOUTH, RANGE 3 WEST,
 W.M.

 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 2.0 ACRES
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 14.5 ACRES
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 5.1 ACRES
 all as projected within DLC 47
 SECTION 11

 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 3.9 ACRES
 as projected within DLC 48
 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.3 ACRE
 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 0.1 ACRE
 both as projected within DLC 49
 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 0.5 ACRE
 SW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.6 ACRES
 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 5.7 ACRES
 all as projected within DLC 48
 SECTION 12

 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 4.9 ACRES
 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 7.0 ACRES
 both as projected within DLC 48
 SECTION 13

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 6.8 ACRES
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.3 ACRE
 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 2.1 ACRES
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 38.6 ACRES
 SECTION 24

 NE $\frac{1}{4}$ NE $\frac{1}{4}$ 27.8 ACRES
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 26.4 ACRES
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 11.7 ACRES
 SECTION 25

 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 7.1 ACRES
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 11.0 ACRES
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 0.1 ACRE
 SECTION 26
 TOWNSHIP 15 SOUTH, RANGE 4 WEST,
 W.M.

 LOT 4 (SE $\frac{1}{4}$ SE $\frac{1}{4}$) 4.1 ACRES
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 2.8 ACRES
 as projected within DLC 50
 SECTION 8

 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 14.0 ACRES
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 2.2 ACRES
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 14.5 ACRES
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 3.6 ACRES
 all as projected within DLC 49
 SECTION 9

 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 2.2 ACRES
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 2.0 ACRES
 both as projected within DLC 53
 SECTION 16

 LOT 1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$) 9.2 ACRES
 NE $\frac{1}{4}$ NE $\frac{1}{4}$ 4.1 ACRES
 as projected within DLC 50
 NE $\frac{1}{4}$ NE $\frac{1}{4}$ 22.1 ACRES
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 2.1 ACRES
 both as projected within DLC 53

SECTION 17

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 29.6 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 6.0 ACRES

SECTION 18

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 24.6 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 16.7 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 28.1 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 25.0 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 7.9 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 7.0 ACRES

SECTION 19

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 21.9 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 3.0 ACRES
as projected within DLC 56
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 6.5 ACRES
as projected within DLC 41

SECTION 20

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 6.5 ACRES
as projected within DLC 41
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 17.4 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 22.6 ACRES
both as projected within DLC 63

SECTION 21

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 0.1 ACRE
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 27.6 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 15.8 ACRES
both as projected within DLC 63

SECTION 22

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 17.8 ACRES
as projected within DLC 62

SECTION 27

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 3.2 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 26.4 ACRES
both as projected within DLC 42

NW $\frac{1}{4}$ NW $\frac{1}{4}$ 6.2 ACRES
as projected within DLC 41

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 27.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 18.1 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 9.7 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 7.2 ACRES

all as projected within DLC 42
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 25.6 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 39.9 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 1.2 ACRES

all as projected within DLC 61
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 6.5 ACRES

as projected within DLC 62

SECTION 28

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 0.9 ACRE
as projected within DLC 41

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 8.2 ACRES
as projected within DLC 42

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 1.4 ACRES
as projected within DLC 56

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.3 ACRES
as projected within DLC 45

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 5.1 ACRES
as projected within DLC 42

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 22.9 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 2.8 ACRES
both as projected within DLC 45

NW $\frac{1}{4}$ NW $\frac{1}{4}$ 0.5 ACRE
as projected within DLC 56

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 28.1 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 17.3 ACRES

both as projected within DLC 45
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 8.6 ACRES

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 25.7 ACRES
both as projected within DLC 45

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 8.8 ACRES
as projected within DLC 57

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 10.0 ACRES
as projected within DLC 61

NW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.3 ACRES
as projected within DLC 45

NW¼ SE¼ 0.7 ACRE
as projected within DLC 58
SE¼ SE¼ 10.4 ACRES
as projected within DLC 61
SECTION 29

NE¼ SE¼ 0.5 ACRE
as projected within DLC 57
SECTION 30

NE¼ NE¼ 7.6 ACRES
as projected within DLC 62
NE¼ NE¼ 5.8 ACRES
as projected within DLC 60
NW¼ NE¼ 18.3 ACRES
SW¼ NE¼ 8.1 ACRES
both as projected within DLC 44
SE¼ NE¼ 4.7 ACRES
as projected within DLC 60
SE¼ NE¼ 3.0 ACRES
as projected within DLC 62
NE¼ NW¼ 16.4 ACRES
as projected within DLC 44
NE¼ NW¼ 0.2 ACRE
NW¼ NW¼ 11.3 ACRES
both as projected within DLC 61
SE¼ NW¼ 9.5 ACRES
as projected within DLC 44
NE¼ SE¼ 2.8 ACRES
SE¼ SE¼ 3.1 ACRES
as projected within DLC 37
SECTION 33

NE¼ NW¼ 1.5 ACRES
NW¼ NW¼ 25.5 ACRES
SW¼ NW¼ 15.3 ACRES
all as projected within DLC 62
SW¼ NW¼ 11.5 ACRES
as projected within DLC 37
SE¼ NW¼ 1.7 ACRES
as projected within DLC 62
NW¼ SW¼ 21.4 ACRES

SW¼ SW¼ 21.5 ACRES
as projected within DLC 37
SECTION 34
TOWNSHIP 16 SOUTH, RANGE 3 WEST,
W.M.

SE¼ SW¼ 8.2 ACRES
SW¼ SE¼ 13.6 ACRES
both as projected within DLC 54
SECTION 12

NE¼ NE¼ 8.8 ACRES
NW¼ NE¼ 7.7 ACRES
SW¼ NE¼ 7.5 ACRES
SE¼ NE¼ 20.8 ACRES
NE¼ NW¼ 0.7 ACRE
LOT 8 (NE¼ SE¼) 2.6 ACRES
NE¼ SE¼ 35.8 ACRES
as projected within DLC 55
LOT 7 (NW¼ SE¼) 0.6 ACRES
NW¼ SE¼ 4.9 ACRES
SW¼ SE¼ 2.8 ACRES
SE¼ SE¼ 38.5 ACRES
all as projected within DLC 55
SECTION 13
TOWNSHIP 16 SOUTH, RANGE 4 WEST,
W.M.

NW¼ NE¼ 6.7 ACRES
NE¼ NW¼ 24.7 ACRES
NW¼ NW¼ 26.2 ACRES
NE¼ SE¼ 0.9 ACRE
NW¼ SE¼ 4.4 ACRES
SW¼ SE¼ 6.0 ACRES
SE¼ SE¼ 6.1 ACRES
all as projected within DLC 38
SECTION 4

TOWNSHIP 17 SOUTH,
RANGE 3 WEST, W.M.

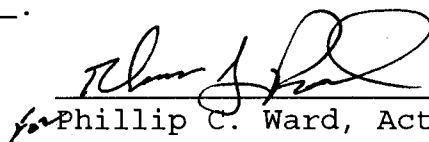
This certificate describes that portion of the water right confirmed by Certificate 75439, State Record of Water Right Certificates, NOT modified by the provisions of the order of the Water Resources Director entered JUL 19 2004, approving Transfer Application 6999. This certificate also corrects errors in the quantity of water and place of use in Certificate 75439, and correctly describes the acreage and quantity of water remaining under the right perfected under Permit 50921, not modified by the provisions of orders of the Water Resources Director entered January 15, 1998 approving Transfer Application 7127, entered January 15, 1998 approving Transfer Application 7230 and entered October 28, 1997 approving Transfer Application 7364.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director,

affixed July 19, 2004.


for Phillip C. Ward, Acting Director

Recorded in State Record of Water Right Certificates numbered 80835.