

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or 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.

STATE OF OREGON  
COUNTY OF MARION  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KNOLL BUTTE FARMS, LLC  
13318 DOMINIC ROAD NE  
MT. ANGEL, OREGON 97362

confirms the right to use the waters of NORTH SANTIAM RIVER SLOUGH, a tributary of the SANTIAM RIVER, for IRRIGATION OF 12.4 ACRES.

This right was perfected under Permit 24967. The date of priority is AUGUST 8, 1957. This right is limited to 0.16 CUBIC FOOT PER SECOND, if available at the original point of diversion, LOT 1 (NW $\frac{1}{4}$  NE $\frac{1}{4}$ ), SECTION 30, T 9 S, R 1 W, WM, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion (POD) are located as follows:

OLD POD: LOT 1 (NW $\frac{1}{4}$  NE $\frac{1}{4}$ ), SECTION 30, T 9 S, R 1 W, WM; 300 FEET SOUTH AND 3480 FEET EAST FROM THE SW CORNER, SECTION 19.

NEW POD: LOT 3 (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ), SECTION 19, T 9 S, R 1 W, WM; 80 FEET NORTH AND 3880 FEET EAST FROM THE SW CORNER, SECTION 19.

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 further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season each year.

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

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

LOT 3 (SW $\frac{1}{4}$  SE $\frac{1}{4}$ )      6.0 ACRES  
SECTION 19

LOT 1 (NW $\frac{1}{4}$  NE $\frac{1}{4}$ )      6.4 ACRES  
SECTION 30  
TOWNSHIP 9 SOUTH, RANGE 1 WEST, W.M.

The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

When required by the Department, the water user shall install and maintain headgates, in-line flow meters, weirs, or other suitable devices for measuring and recording the quantity of water diverted. The type and plans of the headgates and measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Water shall be acquired from the same surface water source as the original point of diversion.

This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered FEBRUARY 20, 1997, approving Transfer Application 7337, and supersedes Certificate 24804, State Record of Water Right Certificates.

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.

WITNESS the signature of the Water Resources Director, affixed

**MAY 16 2007**

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Phillip C. Ward, Director  
Oregon Water Resources Department

Recorded in State Record of Water Right Certificates numbered 83357.

T-7337(24804).LHN