

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

NORPAC FOODS, INC  
PO BOX 458  
STAYTON, OREGON 97383

confirms the right to use the waters of EIGHT WELLS in the LITTLE PUDDING RIVER BASIN for IRRIGATION OF 163.4 ACRES.

This right was perfected under Permit G-2172. The date of priority is JUNE 13, 1962. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.77 CUBIC FEET PER SECOND (cfs), if available at the original point of appropriation, NE $\frac{1}{4}$  NW $\frac{1}{4}$ , as projected within MARTEL DLC 65, SECTION 17, T 6 S, R 2 W, WM; 340 FEET NORTH AND 1420 FEET EAST FROM THE SW CORNER, MARTEL DLC 65, provided the total quantity of water appropriated by all rights perfected under Transfer 6540 delivered to the cannery shall not exceed 2.09 cfs, or its equivalent in case of rotation, measured at the point of diversion from the source.

The wells are located as follows:

WELL 1: NW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within LAMBERT DLC 61, SECTION 8, T 6 S, R 2 W, WM; 570 FEET NORTH AND 2850 FEET EAST FROM THE RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61.

WELL 2: SW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within MARTEL DLC 65, SECTION 8, T 6 S, R 2 W, WM; 925 FEET SOUTH AND 2800 FEET EAST FROM THE RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61.

T-6540(35772).LHN

**SUPERSEDED BY**  
**CERT. NO. 8592**

Certificate Number 83429

WELL 3: NW $\frac{1}{4}$  NE $\frac{1}{4}$ , as projected within MARTEL DLC 65, SECTION 17, T 6 S, R 2 W, WM; 2840 FEET SOUTH AND 2710 FEET EAST FROM THE RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61.

WELL 4: SE $\frac{1}{4}$  SW $\frac{1}{4}$ , as projected within MARTEL DLC 65, SECTION 8, T 6 S, R 2 W, WM; 920 FEET SOUTH AND 2280 FEET EAST FROM THE RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61.

WELL 5: SW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within MARTEL DLC 65, SECTION 8, T 6 S, R 2 W, WM; 890 FEET SOUTH AND 2990 FEET EAST FROM THE RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61.

WELL 6: SE $\frac{1}{4}$  NE $\frac{1}{4}$ , as projected within LAMBERT DLC 61, SECTION 8, T 6 S, R 2 W, WM; 2380 FEET NORTH AND 3930 FEET EAST FROM THE RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61.

WELL 7: NE $\frac{1}{4}$  NW $\frac{1}{4}$ , as projected within MARTEL DLC 65, SECTION 17, T 6 S, R 2 W, WM; 2640 FEET SOUTH AND 1390 FEET EAST FROM THE RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61.

WELL 8: NE $\frac{1}{4}$  SW $\frac{1}{4}$ , as projected within LAMBERT DLC 61, SECTION 8, T 6 S, R 2 W, WM; 210 FEET SOUTH AND 1680 FEET EAST FROM THE RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61.

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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

|                                    |            |
|------------------------------------|------------|
| SW $\frac{1}{4}$ SW $\frac{1}{4}$  | 8.6 ACRES  |
| as projected within LAMBERT DLC 61 |            |
| SW $\frac{1}{4}$ SW $\frac{1}{4}$  | 11.2 ACRES |
| as projected within MARTEL DLC 65  |            |
| SE $\frac{1}{4}$ SW $\frac{1}{4}$  | 0.1 ACRE   |
| as projected within LAMBERT DLC 61 |            |
| SECTION 8                          |            |

SW $\frac{1}{4}$  NE $\frac{1}{4}$  0.1 ACRE  
 as projected within MARTEL DLC 65  
 SW $\frac{1}{4}$  NE $\frac{1}{4}$  3.8 ACRES  
 as projected within BROOKS DLC 64  
 NE $\frac{1}{4}$  NW $\frac{1}{4}$  15.3 ACRES  
 NW $\frac{1}{4}$  NW $\frac{1}{4}$  31.4 ACRES  
 SW $\frac{1}{4}$  NW $\frac{1}{4}$  2.8 ACRES  
 all three as projected within MARTEL DLC 65  
 SW $\frac{1}{4}$  NW $\frac{1}{4}$  33.2 ACRES  
 SE $\frac{1}{4}$  NW $\frac{1}{4}$  33.6 ACRES  
 both as projected within BROOKS DLC 64  
 SE $\frac{1}{4}$  NW $\frac{1}{4}$  4.2 ACRES  
 as projected within MARTEL DLC 65  
 NE $\frac{1}{4}$  SW $\frac{1}{4}$  2.6 ACRES  
 NW $\frac{1}{4}$  SW $\frac{1}{4}$  1.4 ACRES  
 both as projected within BROOKS DLC 64  
 SECTION 17  
  
 SE $\frac{1}{4}$  NE $\frac{1}{4}$  15.0 ACRES  
 NE $\frac{1}{4}$  SE $\frac{1}{4}$  0.1 ACRE  
 both as projected within BROOKS DLC 64  
 SECTION 18  
 TOWNSHIP 6 SOUTH, RANGE 2 WEST, W.M.

The quantity of water diverted at the new points of appropriation shall not exceed the quantity of water available from the original point of appropriation.

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

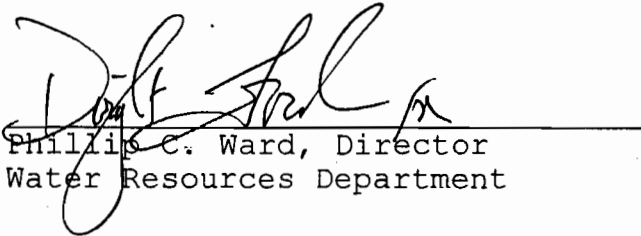
The water shall be acquired from the same aquifer as the original point of appropriation.

This certificate is issued to confirm changes in POINTS OF APPROPRIATION AND ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered JULY 6, 1992, approving Transfer Application 6540, and together with an order of the Water Resources Director entered JULY 6, 1992 cancelling a portion of a water right, supersedes Certificate 35772, State Record of Water Right Certificates.

The right to use 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

JUL 20 2007

  
Phillip C. Ward, Director  
Water Resources Department

Recorded in State Record of Water Right Certificates Number 83429.

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