

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HIRAM G. OLSEN
8930 SUVER ROAD
MONMOUTH OREGON 97361

confirms the right to use the waters of LUCKIAMUTE RIVER AND WILLAMETTE BASIN PROJECT RESERVOIRS, CONSTRUCTED UNDER PERMIT R-1625, TRIBUTARIES OF THE WILLAMETTE RIVER, FOR IRRIGATION AND SUPPLEMENTAL IRRIGATION OF 548.7 ACRES.

This right was perfected under Permit 52679. The date of priority is AUGUST 19, 1993. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 5.39 CUBIC FEET PER SECOND FROM THE LUCKIAMUTE RIVER FOR IRRIGATION, AND 332.64 ACRE FEET FROM THE WILLAMETTE BASIN PROJECT RESERVOIRS FOR SUPPLEMENTAL IRRIGATION, or its equivalent in case of rotation, measured at the point of diversion.

PERIOD OF USE: MARCH 1 through JULY 31 for live flow from the LUCKIAMUTE RIVER; MARCH 1 through OCTOBER 31 for STORED WATER or as may be further limited by the Bureau of Reclamation Water Supply Contract.

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

POD	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
LUCKIAMUTE RIVER	9 S	4 W	WM	27	SE SW	20 FEET NORTH AND 700 FEET WEST FROM S¼ CORNER, SECTION 27
WILLAMETTE RIVER	9 S	4 W	WM	23	SE SW	450 FEET NORTH AND 1520 FEET EAST FROM THE SW CORNER, SECTION 23

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

Twp	Rng	Mer	Sec	Q-Q	Acres
9 S	4 W	WM	15	SW NW	19.2
9 S	4 W	WM	15	SE NW	3.0
9 S	4 W	WM	15	NE SW	18.0
9 S	4 W	WM	15	NW SW	39.0
9 S	4 W	WM	15	SW SW	38.4
9 S	4 W	WM	15	SE SW	18.6
9 S	4 W	WM	16	SE NE	15.1

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 183.484. 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.

Twp	Rng	Mer	Sec	Q-Q	Acres
9 S	4 W	WM	16	NE SE	30.8
9 S	4 W	WM	16	SE SE	36.7
9 S	4 W	WM	21	NE NE	33.6
9 S	4 W	WM	21	SE NE	27.5
9 S	4 W	WM	22	NE NE	12.1
9 S	4 W	WM	22	NW NE	13.2
9 S	4 W	WM	22	SW NE	40.0
9 S	4 W	WM	22	SE NE	21.0
9 S	4 W	WM	22	NE NW	25.0
9 S	4 W	WM	22	NW NW	38.4
9 S	4 W	WM	22	SW NW	28.4
9 S	4 W	WM	22	SE NW	33.5
9 S	4 W	WM	22	NE SW	16.2
9 S	4 W	WM	22	NE SE	10.6
9 S	4 W	WM	22	NW SE	30.4

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- B. The water user shall allow the Watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the Watermaster shall request access upon reasonable notice.

The use of stored water under this right is subject to the terms and conditions of Contract 5-07-10-W1040 , or a satisfactory replacement, between the Bureau of Reclamation and the water user.

The water user shall maintain and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversions.

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

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

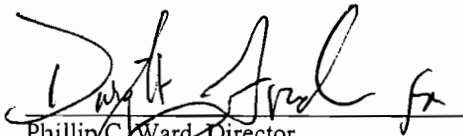
This certificate is issued in accordance with OAR 690-380-6010 to describe the water right for a non-completed change in point of diversion approved by an order of the Water Resources Director, entered September 20, 2004, at Special Order Volume 61, Page 542, approving Transfer Application 9681, and together with certificates 80897, 80963, and 81322, supersedes Certificate 80695, State Record of Water Right Certificates.

This certificate is also issued to correctly describe the location of the point of diversion from the Luckiamute River.

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.

Issued DEC 14 2007



Phillip C. Ward, Director
Water Resources Department