

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FRED L MEYER
 RT 1 BOX 802
 SALEM OR 97309

confirms the right to use the waters of SPRINGS and an UNNAMED STREAM and a RESERVOIR, constructed under Application R-28532, Permit R-1526, tributary to BRUSH COLLEGE CREEK, for DOMESTIC and IRRIGATION of 36.87 ACRES.

This right was perfected under Permit S-22419. The date of priority is MAY 6, 1952. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.20 CUBIC FOOT PER SECOND (CFS), being 0.01 cfs from Spring #1, 0.01 cfs from Spring #2, 0.01 cfs from Spring #3 and 0.01 cfs from Spring #4 for domestic; and 0.16 cfs for irrigation from the unnamed stream and reservoir, or its equivalent in case of rotation, measured at the points of diversion.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Name
7 S	3 W	WM	7	NE NW	SPRING #3
7 S	3 W	WM	7	NE NW	SPRING #4
7 S	3 W	WM	7	SW NW	SPRING #1
7 S	3 W	WM	7	SW NW	RESERVOIR AND UNNAMED STREAM
7 S	3 W	WM	7	SE NW	SPRING #2

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 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. 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:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
7 S	3 W	WM	7	NE NW	0.50
7 S	3 W	WM	7	NW NW	17.16
7 S	3 W	WM	7	SW NW	8.51
7 S	3 W	WM	7	SE NW	10.70

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 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.


DOMESTIC				
Twp	Rng	Mer	Sec	Q-Q
7 S	3 W	WM	7	NE NW
7 S	3 W	WM	7	SE NW

This certificate describes that portion of the water right confirmed by Certificate 27051, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered AUG 3 1 2009, approving Transfer Application T-10440, and corrects the description of the tributary stream.

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.

WITNESS the signature of the Water Resources Director, affixed AUG 3 1 2009.



Phillip C. Ward, Director *fw*