

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BETHEL HEIGHTS VINEYARD INC  
6060 BETHEL HEIGHTS RD NW  
SALEM OR 97304

confirms the right to use the waters of AN UNNAMED STREAM AND RESERVOIR, CONSTRUCTED UNDER PERMIT R-5880, tributaries to SPRING VALLEY CREEK for IRRIGATION of 22.9 ACRES.

This right was perfected under Permit 45289. The date of priority is AUGUST 22, 1980. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.29 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
6 S	4 W	WM	23	SW NW			930 FEET NORTH & 1240 FEET EAST FROM WEST 1/4 CORNER, SECTION 23

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 from direct flow and storage.

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	GLot	DLC	Acres
6 S	4 W	WM	22	NE SE			4.5
6 S	4 W	WM	23	NW SW			18.4

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered OCTOBER 25, 2004, at Special Order Volume 62, Page 130, approving Transfer Application 8793, and together with Certificate 79521, supercedes Certificate 63738, State record of Water Right Certificates.

**NOTICE OF RIGHT TO 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.

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 right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

Issued OCT 02 2009

  
Philip C. Ward, Director