

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

NORPAC FOODS, INC
 PO BOX 458
 STAYTON OR 97383

confirms the right to use the waters of EIGHT WELLS in the LITTLE PUDDING RIVER BASIN for INDUSTRIAL USE (CANNERY).

This right was perfected under Permit G-7902. The date of priority is DECEMBER 13, 1977. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.1 CUBIC FEET PER SECOND (cfs), or its equivalent in case of rotation, measured at the point of diversion from the source, if available at the original point of appropriation, SE¼ SW¼, as projected within MARTEL DLC 65, SECTION 8, T 6 S, R 2 W, WM; 2512 FEET SOUTH 68° 34' EAST FROM THE RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	2 W	WM	8	SE NE	61	Well 6: 2260 FEET NORTH AND 4020 FEET EAST FROM RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61
6 S	2 W	WM	8	SE SW	61	Well 8: 290 FEET SOUTH AND 1630 FEET EAST FROM RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61
6 S	2 W	WM	8	SE SW	65	Well 4: 900 FEET SOUTH AND 2320 FEET EAST FROM RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61
6 S	2 W	WM	8	NW SE	61	Well 1: 590 FEET NORTH AND 2890 FEET EAST FROM RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61
6 S	2 W	WM	8	SE SW	65	Well 2: 1020 FEET SOUTH AND 2290 FEET EAST FROM RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61
6 S	2 W	WM	8	SW SE	65	Well 5: 870 FEET SOUTH AND 3050 FEET EAST FROM RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61
6 S	2 W	WM	17	SW NE	65	Well 3: 2810 FEET SOUTH AND 2720 FEET EAST FROM RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61
6 S	2 W	WM	17	NE NW	65	Well 7: 2460 FEET SOUTH AND 1440 FEET EAST FROM RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61

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

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.

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

INDUSTRIAL USE (CANNERY)					
Twp	Rng	Mer	Sec	Q-Q	DLC
6 S	2 W	WM	8	SE SW	65
6 S	2 W	WM	17	NE NW	65

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 a change in ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered January 22, 2008, at Special Order Volume 74, Page 106, approving Transfer Application T-7599, and supercedes Certificate 50311, 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.

Issued NOV 20 2009


Phillip C. Ward, Director