

STATE OF OREGON
 COUNTY OF CLACKAMAS
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WEST COAST TRUST, TRUSTEE
 FRANK J. BRONEC TRUST, UTD 09/12/05
 P.O. BOX 1012
 SALEM OR 97308

B FARMS LLC
 C/O JOSEPH E. BRONEC
 27886 BARLOW ROAD
 CANBY OR 97013

confirms the right to store water perfected under the terms of Permit R-11494. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION NUMBER: R-73446

SOURCE: UNNAMED STREAM, a tributary of ROCK CREEK

STORAGE FACILITY: MERIDIAN RESERVOIR

PURPOSE or USE: IRRIGATION AND FISH AND WILDLIFE USE

MAXIMUM STORAGE VOLUME: 79 ACRE FEET (AF), BEING 70.7 AF FOR IRRIGATION AND 8.3 AF FOR FISH AND WILDLIFE

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD: NOVEMBER 1 THROUGH JUNE 30.

DATE OF PRIORITY: JUNE 4, 1993

DAM LOCATION AND POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
5 S	1 E	WM	7	SW NW	41	1540 FEET SOUTH & 800 FEET EAST FROM NW CORNER, SECTION 7

THE AREA SUBMERGED BY THIS RESERVOIR IS AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	DLC
5 S	1 E	WM	7	SW NW	41
5 S	1 W	WM	12	SE NE	71

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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

The storage of water allowed herein is subject to the maintenance of a fully functional conduit/gate assembly having a minimum diameter of 8 inches.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or measuring device in good working order.
- 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.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

The outlet gate shall be cycled at least once each year and shall be fully operational at all times. Routine maintenance of the embankment and spillway shall be performed as necessary to remove trees, brush, debris, and/or burrowing animals.

The dam shall be operated and maintained according to the approved plans and specifications dated July 30, 1993 on file with the Water Resources Department.

Use under this right is limited to the reservoir area. This right does not provide for the appropriation of water for maintaining the water level or maintaining a suitable fresh water condition.


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.

Issued FEB 22 2012


Dwight W. French
Water Right Services Administrator, for
Phillip C. Ward, Director
Water Resources Department