

STATE OF OREGON  
COUNTY OF MARION  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KRAEMER FARMS  
13318 DOMINIC ROAD NE  
MOUNT ANGEL OR 97362

JAMES C RUEF LLC  
410 PERSHING RD  
MOUNT ANGEL OR 97362

confirms the right to use the waters of ELMER ESCH WELL for IRRIGATION of 38.0 ACRES, RODY WELL, KRAEMER WELL, KRAEMER #2 WELL, AND NORB WELL, tributaries to ZOLLNER CREEK for IRRIGATION of 153.8 ACRES.

This right was perfected under Permit G-7125. The date of priority is JANUARY 16, 1976. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.70 CUBIC FEET PER SECOND (CFS) being 0.34 cfs from Elmer Esch Well and 1.36 CFS from Rody Well, Kraemer Well, Kraemer #2 Well, and Norb Well, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	1 W	WM	2	SW NW	RODY WELL - 1990 FEET SOUTH & 90 FEET EAST FROM NW CORNER, SECTION 2
6 S	1 W	WM	3	NE NE	KRAEMER WELL - 460 FEET SOUTH & 940 FEET WEST FROM NE CORNER, SECTION 3
6 S	1 W	WM	3	NW NE	KRAEMER #2 WELL - 1200 FEET SOUTH & 550 FEET EAST FROM N1/4 CORNER, SECTION 3
6 S	1 W	WM	3	SW NW	NORB WELL - 1730 FEET SOUTH & 270 FEET EAST FROM NW CORNER, SECTION 3
6 S	1 W	WM	4	NE NE	ELMER ESCH WELL (ORIGINAL WELL)- 50 FEET SOUTH & 340 FEET WEST FROM NE CORNER, SECTION 4

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.

**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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, 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.

A description of the place of use is as follows:

IRRIGATION - KRAEMER, KRAEMER #2, RODY, AND NORB WELLS					
Twp	Rng	Mer	Sec	Q-Q	Acres
5 S	1 W	WM	34	SW SW	34.0
5 S	1 W	WM	34	SE SW	28.2
6 S	1 W	WM	3	NW NW	19.0
6 S	1 W	WM	3	SW NW	27.5
6 S	1 W	WM	4	NE NE	15.1
6 S	1 W	WM	4	SE NE	30.0

IRRIGATION - ELMER ESCH WELL					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	1 W	WM	3	NW NW	18.6
6 S	1 W	WM	4	NE NE	19.4


The quantity of water diverted at the new points of appropriation (wells), together with the quantity of water diverted at the old point 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 an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate is issued to confirm additional points of appropriation approved by an order of the Water Resources Director entered November 30, 1994, at Special Order Volume 48, Page 358, approving Transfer Application 6381, and supersedes Certificate 52662, 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     AUG 10 2012    

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