

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RON AND JAMIE LEWIS  
20650 S HWY 99 W  
AMITY OR 97101

DERAEVE FAMILY LLC  
PO BOX 3  
MCMINNVILLE OR 97218

confirms the right to use the waters of AN UNNAMED RESERVOIR for SUPPLEMENTAL IRRIGATION of 785.29 ACRES.

This right was perfected under Permit S-54655. The date of priority is SEPTEMBER 15, 2009. The amount of water to which this right is entitled is limited to 63.0 ACRE FEET (AF), being 47.0 AF FROM AN UNNAMED RESERVOIR ORIGINALLY CONSTRUCTED UNDER PERMIT R-10482, AND 16.0 AF FROM AN UNNAMED RESERVOIR, ENLARGED UNDER PERMIT R-11459, or its equivalent in case of rotation, measured at the point of diversion.

The period of use is March 1 through October 31.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	4 W	WM	7	SE SW	46	3695 FEET SOUTH AND 2155 FEET WEST FROM NE CORNER, MCCARTY DLC 46

The points of re-diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	4 W	WM	7	NE SE	46	2685 FEET SOUTH AND 500 FEET WEST FROM NE CORNER, MCCARTY DLC 46
6 S	4 W	WM	7	NW SE	46	2685 FEET SOUTH AND 825 FEET WEST FROM NE CORNER, MCCARTY DLC 46

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 not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. 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.

**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.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
6 S	4 W	WM	7	NE NE	1		2.20
6 S	4 W	WM	7	SE NE	1		16.50
6 S	4 W	WM	7	NE SW		46	20.40
6 S	4 W	WM	7	NW SW		46	1.60
6 S	4 W	WM	7	SW SW		46	21.60
6 S	4 W	WM	7	SE SW		46	36.70
6 S	4 W	WM	7	NE SE		46	13.20
6 S	4 W	WM	7	NE SE	4		8.00
6 S	4 W	WM	7	NE SE		45	3.40
6 S	4 W	WM	7	NW SE		46	37.59
6 S	4 W	WM	7	SW SE		46	27.80
6 S	4 W	WM	7	SE SE		46	19.30
6 S	4 W	WM	7	SE SE		45	15.50
6 S	4 W	WM	8	NW NW	1		0.10
6 S	4 W	WM	8	SW NW	1		0.20
6 S	4 W	WM	8	SW SW		45	34.50
6 S	4 W	WM	8	SE SW		45	13.30
6 S	4 W	WM	17	SW NE		37	3.00
6 S	4 W	WM	17	SE NE		37	1.70
6 S	4 W	WM	17	NE NW		45	15.10
6 S	4 W	WM	17	NW NW		45	40.00
6 S	4 W	WM	17	SW NW	1		39.00
6 S	4 W	WM	17	SE NW	2		13.20
6 S	4 W	WM	17	SE NW		37	2.30
6 S	4 W	WM	17	NE SW		37	18.20
6 S	4 W	WM	17	NE SW	3		17.30
6 S	4 W	WM	17	NW SW			35.20
6 S	4 W	WM	17	SW SW			34.10
6 S	4 W	WM	17	SE SW	4		10.50
6 S	4 W	WM	17	SE SW		37	20.10
6 S	4 W	WM	17	NE SE		37	15.80
6 S	4 W	WM	17	NW SE		37	38.20
6 S	4 W	WM	17	SW SE		37	34.50
6 S	4 W	WM	17	SE SE		37	14.20
6 S	4 W	WM	18	NE NE		45	15.50
6 S	4 W	WM	18	NE NE		46	13.40
6 S	4 W	WM	18	NW NE		46	16.50
6 S	4 W	WM	18	SE NE			18.50
6 S	4 W	WM	18	NE NW		46	26.00
6 S	4 W	WM	18	NW NW		46	18.40
6 S	4 W	WM	20	NE NW	1		15.60
6 S	4 W	WM	20	NW NW		46	37.10

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter in good working order.

- B. The water user shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water use information, including the place of use and nature of use of water under the right.
- C. The water user shall allow the watermaster access to the meter(s); provided however, where any meter is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the water user to submit alternative measuring and reporting procedures for review and approval.

The water user shall maintain and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards.

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.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to the agreement.

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           AUG 06 2012          .



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