

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RIVER-BEND SAND AND GRAVEL
 PO BOX 12095
 SALEM, OR 97309

confirms the right to use the waters of WELL 4 in the MILL CREEK BASIN for IRRIGATION of 133.9 ACRES and SUPPLEMENTAL IRRIGATION of 119.1 ACRES.

This right was perfected under Permit G-9364. The date of priority is MAY 21, 1981. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.46 CUBIC FOOT PER SECOND, if available at the original wells: WELL 1: SW SE, Section 33, T 8 S, R 2 W, W.M.; 1150 Feet North and 2050 Feet West; WELL 2: SE SE, Section 33, T 8 S, R 2 W, W.M.; 1170 Feet North and 90 Feet West; WELL 3: SE NE, Section 33, T 8 S, R 2 W, W.M.; 3600 Feet North and 1290 Feet West, all measured from the SE Corner, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
8 S	2 W	WM	33	NE SE	WELL 4: 380 FEET SOUTH AND 2590 FEET EAST FROM CENTER OF SECTION 33

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, 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, provided further that in the event of a request for a change in point of appropriation, an additional point of appropriation or repair of this well, the quantity of water allowed herein together with any other right from this point of appropriation shall not exceed the capacity of this well at the time of perfection of this right. 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	Acres
8 S	2 W	WM	33	NE NE	21.4
8 S	2 W	WM	33	NW NE	11.8
8 S	2 W	WM	33	SW NE	11.2
8 S	2 W	WM	33	SE NE	12.5
8 S	2 W	WM	33	NW SE	9.8
8 S	2 W	WM	33	SE SE	0.4
8 S	2 W	WM	34	SW NW	18.0
8 S	2 W	WM	34	NW SW	26.4
8 S	2 W	WM	34	SW SW	22.4

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
8 S	2 W	WM	33	NE SE	16.60
8 S	2 W	WM	33	NW SE	28.40
8 S	2 W	WM	33	SW SE	35.10
8 S	2 W	WM	33	SE SE	39.00

When required, 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.

The quantity of water diverted at the new point of appropriation (well), together with the quantity of water diverted at the old points of appropriation, shall not exceed the quantity of water available from the original points of appropriation.

The use of water from these wells under water rights perfected under Permit G-9364, together with the use of water from all wells under water rights perfected under Permits G-513 and G-795, shall not exceed 1.91 cubic feet per second.

This certificate describes that portion of the water right confirmed by Certificate 83893, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered FEB 14 2013, approving Transfer Application T-10933 and cancelling a portion of Certificate 83893.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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.

WITNESS the signature of the Water Resources Director, affixed FEB 14 2013.


 Dwight French, Water Right Services Administrator, for
 PHILLIP C. WARD, DIRECTOR