

STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JERRY FREEMAN
2680 OAK GROVE RD
RICKREALL OR 97371

confirms the right to use the waters of DEER CREEK, tributary of SOUTH YAMHILL RIVER for IRRIGATION of 19.9 ACRES.

This right was perfected under Permit S-34891. The date of priority is DECEMBER 29, 1969. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.24 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 S	5 W	WM	28	SW NE	ORIGINAL - 1780 FEET SOUTH AND 1420 FEET WEST FROM NE CORNER, SECTION 28
5 S	5 W	WM	28	NE SW	NEW - 3760 FEET SOUTH AND 3860 FEET WEST FROM NE CORNER, SECTION 28

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.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
5 S	5 W	WM	28	NE SW	19.9

The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available from the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 S	5 W	WM	28	SW NE	1780 FEET SOUTH AND 1420 FEET WEST FROM NE CORNER, SECTION 28

The water user shall maintain a staff gage, near, but downstream from, the additional point of diversion, for measuring and recording the quantity of water instream.

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 183.482. 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 137-003-0675, 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.

The water user shall record daily water level readings at the gage, noting date and time, on the days during the period of July, August, and September when water is diverted at the additional point of diversion. Measurement and recording of stream flow shall not be required on days during July, August, and September when water is not diverted at the additional point of diversion.

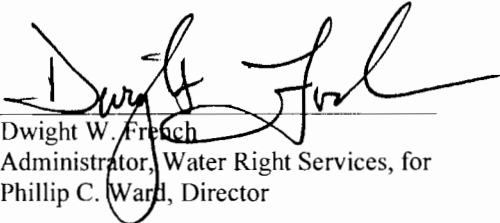
The water user shall not divert water at the additional point of diversion for the allowed use whenever flows in Deer Creek, as measured at the staff gage, drop below 1.5 cubic feet per second. However, the water user may divert water at less than the authorized rate as long as a minimum of 1.5 cubic feet per second flow is maintained in Deer Creek, as measured at the staff gage.

The water user shall maintain a fish screen or fish by-pass device, as appropriate, at the additional point of diversion.

This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION AND A CHANGE IN PLACE OF USE approved by an order of the Water Resources Director entered NOVEMBER 1, 2005, at Special Order Volume 67, Page 392, approving Transfer Application 9831, and together with Certificate 81613, supercedes Certificate 44426, 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 DEC 20 2013.


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