

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MOUNT JEFFERSON FARMS  
PO BOX 12708  
SALEM OR 97309

confirms the right to use the waters of SMALLMAN CREEK, tributary of NORTH SANTIAM RIVER, for IRRIGATION of 13.2 ACRES.

This right was perfected under Permit S-44036. The date of priority is MARCH 22, 1979. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.17 CUBIC FOOT PER SECOND [if available at the original point of diversion described as being located within Lot 4 (NW ¼ SE ¼ ), Section 3, Township 10 South, Range 2 West, W.M.; 550 feet South and 660 feet West from the Westerly NW Corner of DLC 53], or its equivalent in case of rotation, measured at the points of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
9 S	2 W	WM	35	SW SE	61	90 FEET SOUTH AND 100 FEET EAST FROM WESTERLY NW CORNER, DLC 61

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	GLot	DLC	Acres
9 S	2 W	WM	35	NE SE		61	0.7
9 S	2 W	WM	35	NW SE		61	0.7
9 S	2 W	WM	35	SW SE		61	0.4
9 S	2 W	WM	35	SW SE		62	7.5
10 S	2 W	WM	1	SW NW	2		0.1
10 S	2 W	WM	1	NW SW	3		2.9
10 S	2 W	WM	2	NW NE		53	0.9

**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 quantity of water diverted at the new point of diversion shall not exceed the quantity of water lawfully available from the original point of diversion.


When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

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

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.

This certificate is issued to confirm changes in POINT OF DIVERSION AND PLACE OF USE approved by an order of the Water Resources Director entered MAY 23, 2005, at Special Order Volume 64, Page 482, approving Transfer Application 8525, supercedes Certificate 80685, State record of Water Right Certificates.

Issued           AUG 08 2014          



Dwight French  
Water Right Services Division Administrator, for  
Director  
Oregon Water Resources Department