

STATE OF OREGON

COUNTY OF LANE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MUDDY CREEKS IRRIGATION PROJECT
32255 BOWERS DR
HARRISBURG OR 97446

confirms the right to use the waters of MUDDY CREEK and MCKENZIE RIVER, tributaries of the WILLAMETTE RIVER, for IRRIGATION OF 181.5 ACRES.

This right was perfected under Permit S-17510. The date of priority is FEBRUARY 9, 1939. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 2.27 CUBIC FEET PER SECOND (CFS), being further limited to 0.92 CFS for lands served by Muddy Creek (New T-7163) diversion (or its equivalent in case of rotation, measured at the points of diversion).

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
16 S	3 W	WM	16	SW NW	53	MUDDY CREEK (NEW T-7163) – 5035 FEET NORTH AND 1785 FEET EAST FROM NW CORNER, DLC 55
15 S	3 W	WM	30	SE SE		MUDDY CREEK (NEW T-7377) – 1345 FEET NORTH AND 1800 FEET WEST FROM SW CORNER, DLC 54
17 S	3 W	WM	9	NE NE	38	MCKENZIE RIVER (ORIGINAL) – 4440 FEET SOUTH AND 5250 FEET EAST FROM SE CORNER, DLC 79

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 3.0 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:

T-7163 PLACE OF USE						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
16 S	3 W	WM	16	NE NW	53	3.7
16 S	3 W	WM	16	NW SW	53	18.0
16 S	3 W	WM	16	SW SW	53	10.0
16 S	3 W	WM	17	NE SE	53	23.7
16 S	3 W	WM	17	SE SE	53	18.1

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.

T-7377 PLACE OF USE								Additional Information
Twp	Rng	Mer	Sec	Q-Q	DLC	GLot	Acres	Tax Lot
15 S	3 W	WM	29	SW SW			9.4	501
15 S	3 W	WM	29	SW SW			12.4	400
15 S	3 W	WM	29	SW SW		5	1.4	400
15 S	3 W	WM	29	SE SW	54		35.3	400
15 S	3 W	WM	29	SW SE	54		34.8	400
15 S	3 W	WM	29	SE SE	54		5.6	400
15 S	3 W	WM	32	NE NE	54		1.3	400
15 S	3 W	WM	32	NW NE	54		4.2	400
15 S	3 W	WM	32	NE NW	54		3.0	400
15 S	3 W	WM	32	NE NW	64		0.6	400

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

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
15 S	3 W	WM	30	SW NE		MUDDY CREEK (ORIGINAL T-7163) – 3830 FEET NORTH AND 1900 FEET WEST FROM NW CORNER, DLC 64, SECTION 30
16 S	3 W	WM	5	SW SE		MUDDY CREEK (ORIGINAL) – 3500 FEET EAST FROM SW CORNER, SECTION 5
16 S	3 W	WM	21	SW NW	41	MUDDY CREEK (ORIGINAL 7377) – 4190 FEET NORTH AND 2190 FEET EAST FROM NE CORNER, DLC 58, SECTION 29
16 S	3 W	WM	21	SW NW	38	MCKENZIE RIVER (ORIGINAL) - 4440 FEET SOUTH AND 5250 FEET EAST FROM SE CORNER, DLC 79

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.

Water shall be acquired from the same surface source as the original 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 a change in PLACE OF USE AND POINT OF DIVERSION approved by an order of the Water Resources Director entered MARCH 29, 2000, at Special Order Volume 54, Page 203, approving Transfer Application 7163, and together with Certificate 76399, supercedes Certificate 75226, State record of Water Right Certificates.

Issued OCT 24 2014



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department