

STATE OF OREGON
 COUNTY OF DOUGLAS
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ELK CREEK FARM LLC
 1868 SCHAD RD
 ELKTON OR 97436

confirms the right to the use of water perfected under the terms of Permit S-44863. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-59559

SOURCE OF WATER: SPRINGS, TRIBUTARY OF ELK CREEK, AND ELK CREEK

PURPOSE OR USE: DOMESTIC USE FOR ONE FAMILY INCLUDING NOT TO EXCEED ½ ACRE LAWN AND NON-COMMERCIAL GARDEN IRRIGATION AND IRRIGATION OF 35.0 ACRES

MAXIMUM RATE: 0.45 CUBIC FOOT PER SECOND (CFS), BEING 0.01 CFS FROM SPRINGS FOR DOMESTIC USE AND 0.44 CFS FROM ELK CREEK FOR IRRIGATION

DATE OF PRIORITY: DECEMBER 13, 1979

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
22 S	7 W	WM	18	SE SE	8	SPRING POD 1A - 1065 FEET NORTH AND 435 FEET WEST FROM SE CORNER, SECTION 18
22 S	7 W	WM	18	SE SE	8	SPRING POD 1B - 1220 FEET NORTH AND 410 FEET WEST FROM SE CORNER, SECTION 18
22 S	7 W	WM	17	SW SW		ELK CREEK POD - 1120 FEET NORTH AND 85 FEET EAST FROM SW CORNER, SECTION 17

If for irrigation, this appropriation shall be limited to 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.

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:


DOMESTIC USE				
Twp	Rng	Mer	Sec	Q-Q
22 S	7 W	WM	17	NE SW
22 S	7 W	WM	17	SW SW
22 S	7 W	WM	17	SE SW
22 S	7 W	WM	17	NW SE

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
22 S	7 W	WM	17	NE SW	6.9
22 S	7 W	WM	17	SE SW	22.7
22 S	7 W	WM	17	NW SE	5.2
22 S	7 W	WM	17	SW SE	0.2

This right is subject to existing rights including the existing flow policies established by the Water Policy Review Board.

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described.

Issued JUN 14 2016


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