

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THOMAS H DEARMOND
11463 BROADACRES RD NE
HUBBARD OR 97032

confirms the right to the use of water perfected under the terms of Permit G-5281. 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 wells. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: SEVEN WELLS IN THE PUDDING RIVER BASIN

PURPOSE OR USE: NURSERY USE ON 14.2 ACRES AND SUPPLEMENTAL IRRIGATION OF 25.6 ACRES

MAXIMUM RATE: 0.494 CUBIC FOOT PER SECOND (CFS) FOR NURSERY USE AND SUPPLEMENTAL IRRIGATION; NURSERY USE SHALL BE FURTHER LIMITED TO A RATE OF 0.176 CFS, 2.5 ACRE-FEET PER ACRE (A TOTAL OF 35.5 ACRE-FEET), OVER THE COURSE OF THE AUTHORIZED SEASON OF USE

DATE OF PRIORITY: OCTOBER 5, 1970

The wells are located as follows:

TRACT 1						
Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
4 S	1 W	WM	30	SE SE	59	WELL #OWRE 2 - 1000 FEET NORTH AND 50 FEET WEST FROM SE CORNER, SECTION 30
4 S	1 W	WM	31	NE NE	59	WELL #OWRE 1 - 607 FEET NORTH AND 812 FEET WEST FROM SE CORNER, DLC 59
4 S	1 W	WM	31	NE NE	59	WELL #OWRE 3 - 220 FEET NORTH AND 400 FEET WEST FROM SE CORNER, DLC 59

TRACT 2						
Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
4 S	1 W	WM	32	SE NE	56	WELL #9 - 540 FEET SOUTH AND 860 FEET WEST FROM NE CORNER, DLC 56
4 S	1 W	WM	32	NE NW	56	WELL #8 - 1380 FEET NORTH AND 920 FEET WEST FROM C1/4 CORNER, SECTION 32
4 S	1 W	WM	32	SE NW	56	WELL #1 - 60 FEET NORTH AND 1950 FEET EAST FROM W1/4 CORNER, SECTION 32
4 S	1 W	WM	32	SE NW	56	WELL #2 - 980 FEET NORTH AND 1650 FEET EAST FROM W1/4 CORNER, SECTION 32

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 amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be 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.

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:

TRACT 1 – NURSERY USE						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
4 S	1 W	WM	29	NE SW	58	2.3
4 S	1 W	WM	29	NW SW	58	11.9

TRACT 2 – SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
4 S	1 W	WM	32	NW NE	56	5.3
4 S	1 W	WM	32	SW NE	56	20.3

The quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation described as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
5 S	2 W	WM	12	SE SW	98	1540 FEET NORTH AND 1070 FEET EAST FROM SW CORNER, DLC 98

The water user shall maintain and operate the measuring device as required by the Department.

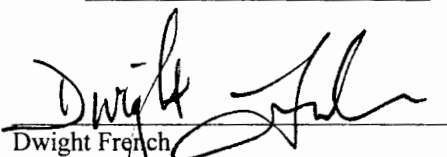
Water shall be acquired from the same aquifer (water source) as the original point of appropriation.

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

This certificate is issued to confirm a change in CHARACTER OF USE, PLACE OF USE, AND POINT OF APPROPRIATION approved by an order of the Water Resources Director entered February 10, 2009, at Special Order Volume 77, Page 214, approving Transfer Application 10533, and together with Certificate 85365, supercedes Certificate 44644, State record of Water Right Certificates.

SEP 16 2016

Issued _____.



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