

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ACMPC OREGON 1, LLC
 ERIC POND
 PO BOX 717
 JEFFERSON OR 97352

confirms the right to the use of water perfected under the terms of Permit S-38409. 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 points of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: HUMBUG LAKE, TRIBUTARY TO WILLAMETTE RIVER, WITH ANY DEFICIENCY IN SUPPLY FROM HUMBUG LAKE TO BE MADE UP BY APPROPRIATION FROM WILLAMETTE RIVER

PURPOSE OR USE: IRRIGATION OF 818.2 ACRES

MAXIMUM RATE: 10.2 CUBIC FEET PER SECOND TOTAL FROM ALL SOURCES

DATE OF PRIORITY: DECEMBER 21, 1973

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
8 S	4 W	WM	10	SE SE		40	LAKE POD 2 (ORIGINAL) – 30 FEET NORTH AND 400 FEET WEST FROM NW CORNER, SECTION 14
8 S	4 W	WM	11	SW SW	9		LAKE POD 1 (ORIGINAL) – 520 FEET NORTH AND 50 FEET EAST FROM NW CORNER, SECTION 14
8 S	4 W	WM	11	SW SE	4		POD 1 (ADDITIONAL) - 650 FEET SOUTH AND 550 FEET EAST FROM SE CORNER, DLC 56
8 S	4 W	WM	14	NE NW			POD 2 (ORIGINAL) – 440 FEET SOUTH AND 50 FEET WEST FROM N1/4 CORNER, SECTION 14
8 S	4 W	WM	14	SE NW	2		POD 3 (ADDITIONAL) – 2075 FEET SOUTH AND 650 FEET WEST FROM N1/4 CORNER, SECTION 14
8 S	4 W	WM	15	SE NE		40	LAKE POD 3 (ORIGINAL) – 1460 FEET SOUTH AND 470 FEET WEST FROM NW CORNER, SECTION 14

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 right shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
8 S	4 W	WM	9	SE SW		40	1.9
8 S	4 W	WM	9	SE SW		41	0.5
8 S	4 W	WM	9	NE SE		40	2.3
8 S	4 W	WM	9	NW SE		40	2.0
8 S	4 W	WM	9	SW SE		40	28.4
8 S	4 W	WM	9	SW SE		41	1.0
8 S	4 W	WM	9	SE SE		40	39.0
8 S	4 W	WM	9	SE SE		41	0.8
8 S	4 W	WM	10	NE SW		40	2.6
8 S	4 W	WM	10	NW SW		40	3.0
8 S	4 W	WM	10	SW SW		40	39.4
8 S	4 W	WM	10	SW SW		41	0.6
8 S	4 W	WM	10	SE SW		40	40.0
8 S	4 W	WM	10	NE SE		40	1.5
8 S	4 W	WM	10	NE SE	5		0.5
8 S	4 W	WM	10	NW SE		40	2.3
8 S	4 W	WM	10	SW SE		40	40.0
8 S	4 W	WM	10	SE SE		40	31.8
8 S	4 W	WM	10	SE SE	5		6.8
8 S	4 W	WM	11	NW SW	9		0.1
8 S	4 W	WM	11	SW SW	9		0.8
8 S	4 W	WM	15	NE NE		40	22.9
8 S	4 W	WM	15	NW NE		40	40.0
8 S	4 W	WM	15	SW NE		40	38.8
8 S	4 W	WM	15	SE NE		40	24.0
8 S	4 W	WM	15	NE NW		40	40.0
8 S	4 W	WM	15	NW NW		40	0.8
8 S	4 W	WM	15	NW NW		41	39.2
8 S	4 W	WM	15	SW NW		40	0.8
8 S	4 W	WM	15	SW NW		41	37.2
8 S	4 W	WM	15	SE NW		40	38.5
8 S	4 W	WM	15	NW SW		41	34.0
8 S	4 W	WM	16	NE NE		41	40.0
8 S	4 W	WM	16	NW NE		41	32.1
8 S	4 W	WM	16	SW NE		42	3.8
8 S	4 W	WM	16	SW NE		41	35.9
8 S	4 W	WM	16	SE NE		42	0.9
8 S	4 W	WM	16	SE NE		41	38.2
8 S	4 W	WM	16	NE NW		41	9.3
8 S	4 W	WM	16	SE NW		41	9.6
8 S	4 W	WM	16	SE NW		42	1.2
8 S	4 W	WM	16	NE SW		42	13.0
8 S	4 W	WM	16	NE SE		42	10.5
8 S	4 W	WM	16	NE SE		41	26.3
8 S	4 W	WM	16	NW SE		42	35.9

The quantity of water diverted at the additional points of diversion, together with that diverted at the old points of diversion, shall not exceed the quantity of water lawfully available from the original points of diversion.

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

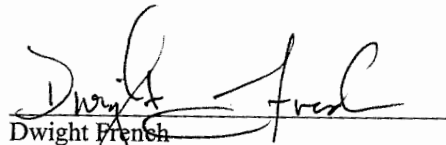
The water user shall maintain fish screens or fish by-pass devices, as appropriate at the new points of diversion.

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

This right is subject to the minimum flows established by the Water Resources Commission with an effective date prior to this right.

This certificate is issued to confirm ADDITIONAL POINTS OF DIVERSION AND A CHANGE IN PLACE OF USE approved by an order of the Water Resources Director entered OCTOBER 20, 2005, at Special Order Volume 67, Page 332, approving Transfer Application 7126, and supersedes Certificate 57268, State Record of Water Right Certificates.

Issued NOV 18 2016.



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