

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RABO AGRIFINANCE INC
12443 OLIVE BLVD SUITE 50
ST. LOUIS MO 63141

confirms the right to store water perfected under the terms of Permit R-12122. 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: R-80536

SOURCE OF WATER: WATERS OF WASTEWATER AND RUNOFF, TRIBUTARIES OF BASKETT SLOUGH, WITHIN THE WILLAMETTE BASIN

STORAGE FACILITY: RESERVOIR A, B, AND C

PURPOSE OR USE OF THE STORED WATER: TO BE APPROPRIATED UNDER APPLICATION S-80537, PERMIT S-53034, FOR IRRIGATION AND DAIRY OPERATION

AMOUNT/VOLUME ALLOWED: 205.05 ACRE-FEET (AF) PER YEAR, BEING 157.5 AF IN RESERVOIR A, 1.55 AF IN RESERVOIR B, AND 46.0 AF IN RESERVOIR C

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD: WASTEWATER FROM DAIRY OPERATIONS MAY BE STORED YEAR ROUND; LIVE FLOW (RUNOFF) MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD OF NOVEMBER 1 THROUGH JUNE 30

DATE OF PRIORITY: JULY 20, 1995

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
7 S	4 W	WM	29	NE SW	DIVERSION POINT A – 425 FEET NORTH AND 745 FEET EAST FROM NW CORNER, DLC 47
7 S	4 W	WM	29	SE NE	DIVERSION POINT B – 2350 FEET NORTH AND 175 FEET WEST FROM NE CORNER, DLC 47

The area submerged by this reservoir is as follows:

Twp	Rng	Mer	Sec	Q-Q
7 S	4 W	WM	28	SW NW
7 S	4 W	WM	29	SE NE
7 S	4 W	WM	29	NE SW
7 S	4 W	WM	29	NW SW

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.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device approved by the Director in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The dam for Reservoir A shall be operated and maintained according to the approved plans and specifications dated May 5, 1989, on file with the Water Resources Department.

As per the above mentioned approval, the permittee will provide an overflow pipe being a minimum of 12 inches.

The water user shall maintain and operate diversion screening or fish passage facilities as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversion.

The use may be restricted if the quality of the source stream, namely the Willamette River, decreases to the point that it no longer meets state and federal water quality standards due to reduced flow.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe with a minimum diameter of 8 inches and an approved controlling device or shall provide other means to bypass direct flows or to evacuate the stored water.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

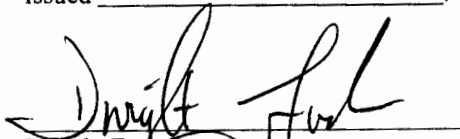
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledgement land-use plans.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

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

MAR 10 2017

Issued _____



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