

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MT JEFFERSON FARMS, INC.
PO BOX 12708
SALEM OR 97309

confirms the right to the use of water perfected under the terms of Permit S-20356. 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(s) of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: THOMAS CREEK, A TRIBUTARY OF THE SANTIAM RIVER

PURPOSE OR USE: IRRIGATION OF 11.0 ACRES

MAXIMUM RATE: 0.14 CUBIC FOOT PER SECOND

DATE OF PRIORITY: MAY 22, 1951

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
10 S	2 W	WM	2	SE SE	2	SUCKER SLOUGH POD - 1120 FEET NORTH AND 650 FEET WEST FROM SE CORNER, SECTION 2

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 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 to which this right is appurtenant is as follows:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
10 S	2 W	WM	11	NE SE	700	4.1
10 S	2 W	WM	11	NW SE	600	4.0
10 S	2 W	WM	12	NW SW	700	2.9

The water user shall maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

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 use of water under this right shall be subordinate to a junior water right certificate (Certificate 57883) located at the same point of diversion on Sucker Slough.

The diversion of water is restricted to Sucker Slough flows only. The diversion of out-of-basin Smallman Creek water (imported from the North Santiam River Basin into Sucker Slough) is not allowed.

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water lawfully available at the original point of diversion on Thomas Creek described as follows:

Twp	Rng	Mer	Sec	Q-Q
10 S	2 W	WM	20	SW NE


When the use of Smallman Creek water begins under Certificate 57883 due to a deficiency in the available supply from Sucker Slough, the use of Sucker Slough water at the new point of diversion under this right shall also cease.

The water user shall maintain a fish screen or fish by-pass device, as appropriate, at the new point of diversion, as required by the Oregon Department of Fish and Wildlife.

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate is issued to confirm changes in POINT OF DIVERSION and PLACE OF USE approved by an order of the Water Resources Director entered JANUARY 3, 2008, at Special Order Volume 74, Page 7, approving Transfer Application 9486, and together with Certificate 83602, supersedes Certificate 75472, State record of Water Right Certificates.

Issued MAY 18 2017 .


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