

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MILLER FORESTS INC.  
 PO BOX 12395  
 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 well(s). The specific limits and conditions of the use are listed below.

SOURCE OF WATER: THOMAS CREEK, TRIBUTARY TO THE SOUTH SANTIAM RIVER

PURPOSE OR USE: IRRIGATION OF 68.8 ACRES

MAXIMUM RATE: 0.86 CUBIC FOOT PER SECOND

DATE OF PRIORITY: MAY 22, 1951

The point of appropriation (well) is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
10 S	2 W	WM	20	SW NE	1760 FEET SOUTH AND 1580 FEET WEST FROM SE CORNER, SECTION 17

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigate and shall be further limited to a diversion of not to exceed 2.5 acre-feet 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:

Twp	Rng	Mer	Sec	Q-Q	Acres
10 S	2 W	WM	17	NE SE	1.2
10 S	2 W	WM	17	NW SE	1.2
10 S	2 W	WM	17	SW SE	23.4
10 S	2 W	WM	17	SE SE	35.0
10 S	2 W	WM	20	NE NE	5.1
10 S	2 W	WM	20	NW NE	2.9

The quantity of water diverted at the new point of appropriation (well) shall not exceed the quantity of water lawfully available from the original point of diversion described as follows:

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

**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 Director may require the water user to install a totalizing flow meter or other suitable measuring devices at each point of appropriation. If the Director notifies the water user to install totalizing flow meters or other measuring devices, the water user shall install such devices within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the water user shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the water user to submit alternative measuring procedures for review and approval.

The well from which the water is taken under this right shall be constructed so that the use of the well will affect the surface water source similarly to the use of the original authorized point of diversion.

The use of water under this right shall be subject to regulation consistent with other water rights from the surface water source and to all other applicable conditions and restrictions that existed at the original point of diversion.

The original point of diversion of surface water shall not be retained as an additional or supplemental point of diversion under this portion of the right.

All applicable restrictions that existed at the original point of diversion shall apply to the well.

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 a change from A SURFACE WATER DIVERSION POINT TO A GROUND WATER POINT OF APPROPRIATION (WELL) approved by an order of the Water Resources Director entered OCTOBER 18, 2011, at Special Order Volume 85, Page 556, approving Transfer Application 11188, and together with Certificate 87257, supersedes Certificate 83602, State record of Water Right Certificates.

**SEP 19 2017**

Issued \_\_\_\_\_.



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