

STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ACMPC OREGON 3, LLC  
 35711 HELMS DR  
 PO BOX 717  
 JEFFERSON OR 97352

NORTHWEST FARM CREDIT SERVICES FLCA  
 650 HAWTHORNE AVE SE SUITE 210  
 SALEM OR 97301

confirms the right to the use of water perfected under the terms of Permit S-53072. 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: S-70477

SOURCE OF WATER: YAMHILL RIVER, A TRIBUTARY OF WILLAMETTE RIVER

PURPOSE or USE: IRRIGATION OF 72.1 ACRES

MAXIMUM RATE: 0.9 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JULY 13, 1990

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
4 S	3 W	WM	16	SW SE	49	1005 FEET NORTH AND 580 FEET EAST FROM S1/4 CORNER, SECTION 16

The amount of water used for irrigation under this right, 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 (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
4 S	3 W	WM	16	SW SE	49	17.9
4 S	3 W	WM	21	NW NE	49	31.5
4 S	3 W	WM	21	SW NE	49	9.2
4 S	3 W	WM	21	SE NE	49	5.7
4 S	3 W	WM	21	NE NW	49	4.7
4 S	3 W	WM	21	SE NW	49	3.1

**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 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.

For the purposes of water use regulation, for the period May 1 to October 31 of each year, this water right shall be subordinate to Instream Water Right Certificate 72968 which establishes a water right for 31.7 cfs in the Yamhill River from River Mile 5 to the mouth of the Yamhill River.

The water user shall maintain and operate fish screening and by-pass device/fishway/passage as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversion.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

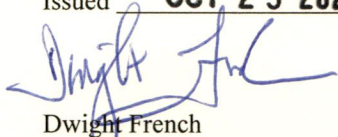
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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

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 the use of the water for the above purpose is restricted to beneficial use on the place of use described.

Issued OCT 29 2021



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