

STATE OF OREGON
 COUNTY OF LANE
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MUDDY CREEKS IRRIGATION PROJECT
 C/O JANE DEWALL
 PO BOX 225
 HARRISBURG, OR 97446

confirms the right to use the waters of MCKENZIE RIVER, a tributary of WILLAMETTE RIVER, for IRRIGATION of 798.7 ACRES

This right was perfected under Permit S-51504. The date of priority is JUNE 12, 1990. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 9.2 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
17 S	3 W	WM	9	NE NE	38	4440 FEET SOUTH AND 5250 FEET EAST FROM THE SE CORNER OF DLC 79

The points of re-diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	POINT #	Measured Distances
14 S	4 W	WM	14	NE SW	1	MUDDY CREEK RE-DIVERSION - 2920 FEET SOUTH AND 1625 FEET EAST FROM THE NW CORNER OF SECTION 14
14 S	4 W	WM	14	NE SW	2	LITTLE MUDDY CREEK RE-DIVERSION - 2905 FEET SOUTH AND 1943 FEET EAST FROM THE NW CORNER OF SECTION 14
14 S	4 W	WM	16	NW SW	3	LAKE CREEK RE-DIVERSION - 1990 FEET NORTH AND 1880 FEET EAST FROM THE SW CORNER OF DLC 42
15 S	3 W	WM	16	NE SE	4	LITTLE MUDDY CREEK RE-DIVERSION - 2625 FEET NORTH AND 1550 FEET WEST FROM THE NE CORNER OF DLC 60
15 S	4 W	WM	23	NE SW	5	MUDDY CREEK CANAL LATERAL D-1 RE-DIVERSION - 1816 FEET NORTH AND 1671 FEET EAST FROM THE SW CORNER OF SECTION 23
16 S	3 W	WM	5	SW SE	6	MUDDY CREEK RE-DIVERSION - 65 FEET NORTH AND 880 FEET EAST FROM THE S1/4 CORNER OF SECTION 5
16 S	3 W	WM	6	NE NW	7	MUDDY CREEK RE-DIVERSION - 849 FEET SOUTH AND 1996 FEET EAST FROM THE NW CORNER OF SECTION 6
16 S	3 W	WM	8	SW NW	8	DRY MUDDY CREEK RE-DIVERSION - 2620 FEET SOUTH AND 860 FEET EAST FROM THE NW CORNER OF SECTION 8

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 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 period of allowed use is limited to March 1 through October 31 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	GLot	DLC	Acres	Point of Re-Diversion
14 S	4 W	WM	14	NE NW			10.4	1
14 S	4 W	WM	14	SW NW			2.4	1
14 S	4 W	WM	14	SE NW			9.0	1
14 S	4 W	WM	14	NE SW			0.2	1
14 S	4 W	WM	14	NE SW			16.0	2
14 S	4 W	WM	14	NW SW			2.6	1
14 S	4 W	WM	14	SE SW			6.6	2
14 S	4 W	WM	14	NW SE			35.5	2
14 S	4 W	WM	14	SW SE			10.4	2
14 S	4 W	WM	16	NW SW		42	5.2	3
14 S	4 W	WM	16	SW SW		42	12.5	3
14 S	4 W	WM	17	NE SE		42	10.1	3
14 S	4 W	WM	17	SE SE		42	23.6	3
15 S	3 W	WM	15	NW SW	10		14.7	4
15 S	3 W	WM	15	SW SW			38.3	4
15 S	3 W	WM	15	SE SW			8.1	4
15 S	3 W	WM	16	NE SW			22.0	4
15 S	3 W	WM	16	SE SW			22.2	4
15 S	3 W	WM	16	NE SE			38.1	4
15 S	3 W	WM	16	NW SE			40.1	4
15 S	3 W	WM	16	SW SE			39.9	4
15 S	3 W	WM	16	SE SE			39.4	4
15 S	4 W	WM	22	SE NE		45	5.6	5
15 S	4 W	WM	22	NE SE		45	14.0	5
15 S	4 W	WM	23	SW NW			20.2	5
15 S	4 W	WM	23	SE NW			17.8	5
15 S	4 W	WM	23	NE SW			38.6	5
15 S	4 W	WM	23	NW SW			39.7	5
15 S	4 W	WM	23	SW SW			20.1	5
15 S	4 W	WM	23	SE SW			39.9	5
15 S	4 W	WM	26	NE NW			29.2	5
15 S	4 W	WM	26	NW NW			1.2	5
16 S	3 W	WM	6	NE NW		52	11.0	7
16 S	3 W	WM	6	NW NW		52	42.7	7
16 S	3 W	WM	6	SW NW		52	15.4	7
16 S	3 W	WM	6	SE NW		52	8.5	7
16 S	3 W	WM	6	SE SE			15.1	6
16 S	3 W	WM	8	NW NE			11.5	6
16 S	3 W	WM	8	NW NW			31.4	8
16 S	3 W	WM	8	SW NW			25.6	8
16 S	4 W	WM	1	NE NE		52	3.9	7

Measurement, recording and reporting conditions:

- A. The water user shall maintain a meter or measuring device 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.

In the event of a request for a change in point of diversion, an additional point of diversion or alteration of the diversion facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

The water user shall operate and maintain all fish screening and by-pass devices required by the Oregon Department of Fish and Wildlife to prevent fish 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.

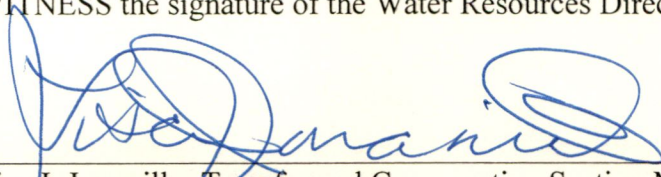
The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate describes that portion of water right Certificate 76240, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAY 09 2022 approving Transfer Application T-13532.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or 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.

WITNESS the signature of the Water Resources Director, affixed MAY 09 2022.



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

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