

STATE OF OREGON  
 COUNTY OF DOUGLAS  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ELK CREEK FARM LLC  
 ATTN: ROBERT OCHS  
 1868 SCHAD RD  
 ELKTON OR 97436

APPLICATION FILE NUMBER: S-59559

SOURCE OF WATER: ELK CREEK, TRIBUTARY TO UMPQUA RIVER

PURPOSE OR USE: IRRIGATION OF 21.8 ACRES

MAXIMUM RATE: 0.27 CUBIC FOOT PER SECOND

DATE OF PRIORITY: DECEMBER 13, 1979

The point of diversion is located as follows:

| Twp  | Rng | Mer | Sec | Q-Q   | Measured Distances  |
|------|-----|-----|-----|-------|---|
| 22 S | 7 W | WM  | 17  | SW SW | LOWER ELK CREEK POD - 1120 FEET NORTH AND 85 FEET EAST FROM SW CORNER, SECTION 17 |

If for irrigation, this appropriation shall be limited to ONE-EIGHTIETH of one cubic foot per second 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.

A description of the place of use is as follows:

| Twp  | Rng | Mer | Sec | Q-Q   | Acres |
|------|-----|-----|-----|-------|-------|
| 22 S | 7 W | WM  | 17  | NW SW | 11.2  |
| 22 S | 7 W | WM  | 17  | SW SW | 10.6  |

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or another suitable measuring device as approved by the Director in good working order at existing point of diversion.
- B. The water user shall allow the Watermaster access to the meters 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.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

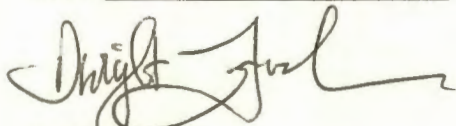
This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial 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.

This right is subject to existing rights including the existing flow policies established by the Water Policy Review Board.

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

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered MAY 22, 2017, at Special Order Volume 104, Page 1002, approving Transfer Application T-12466, and together with Certificate 92946, supersedes Certificate 91522, State Record of Water Right Certificates.

Issued     **MAR 17 2023**    .

A handwritten signature in black ink, appearing to read "Dwight French", written over a horizontal line.

Dwight French  
Water Right Services Division Administrator, for  
Douglas E. Woodcock, Acting Director  
Oregon Water Resources Department