

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ACM II OREGON 2 LLC
PO BOX 717
JEFFERSON OR 97352

confirms the right to the use of water perfected under the terms of Permit G-5718. 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: WELLS 1, 2, 3, AND 4, IN THE BEAVER CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 7.94 ACRES AND INDUSTRIAL USE

MAXIMUM RATE: 0.05 CUBIC FOOT PER SECOND (CFS); BEING 0.04 CFS FROM WELLS 1, 2, OR 3 FOR IRRIGATION; AND 0.01 CFS FROM WELL 4 FOR INDUSTRIAL USE, AND SHALL BE FURTHER LIMITED TO AT TOTAL VOLUME DIVERTED OF 6.2 ACRE-FEET (AF) PER YEAR, BEING 2.5 AF PER ACRE PER YEAR (IF AVAILABLE AT THE ORIGINAL POINT OF APPROPRIATION DESCRIBED AS WELL 1)

DATE OF PRIORITY: MARCH 16, 1973

PERIOD OF USE: May 1 through September 30

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
8 S	1 W	WM	14	SE SW	59	WELL 1 (ORIGINAL) – 630 FEET NORTH AND 1620 FEET EAST FROM SW CORNER, DLC 59
8 S	1 W	WM	14	SE SW	59	WELL 2 (ORIGINAL) – 620 FEET NORTH AND 730 FEET EAST FROM SW CORNER, DLC 59
8 S	1 W	WM	14	SE SW	59	WELL 3 (ORIGINAL) – 780 FEET NORTH AND 480 FEET EAST FROM SW CORNER, DLC 59
8 S	1 W	WM	14	SE SW	59	WELL 4 (NEW) - 810 FEET NORTH AND 470 FEET EAST FROM SW CORNER, DLC 59

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, 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.

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.

A description of the place of use is as follows:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
8 S	1 W	WM	14	NE SW	59	0.13
8 S	1 W	WM	14	NW SW	59	3.08
8 S	1 W	WM	14	SW SW	59	0.38
8 S	1 W	WM	14	NE SE	59	0.65
8 S	1 W	WM	14	NW SE	59	3.70

INDUSTRIAL USE						
Twp	Rng	Mer	Sec	Q-Q	DLC	WELL
8 S	1 W	WM	14	SW SW	59	4
8 S	1 W	WM	14	SE SW	59	4

The quantity of water diverted at the new point of appropriation (Well 4), shall not exceed the quantity of water lawfully available from the original points of appropriation (Wells 1, 2, and 3).

Water measurement conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device, as approved by the Director, in good working order, at each point of appropriation (new and existing).
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where any meters or measuring devices are located within a private structure, the watermaster shall request access upon reasonable notice.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

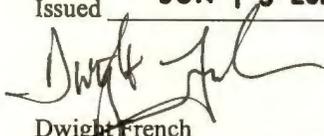
The water user shall install in-flow meters or other suitable devices for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Water shall be acquired from the same aquifer (water source) as the original points of appropriation.

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

This certificate is issued to confirm a change in POINT OF APPROPRIATION, PLACE OF USE and CHARACTER OF USE approved by an order of the Water Resources Director entered January 15, 2020, at Special Order Volume 114, Page 876, approving Transfer Application T-12744, and together with Certificate 94701, supercedes Certificate 80997, State record of Water Right Certificates.

Issued **JUN 19 2023**



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