

STATE OF OREGON
COUNTY OF MALHEUR
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

NEDEREND FARMS LLLP
4998 HOGG RD
HOMEDALE ID 83628

confirms the right to the use of water perfected under the terms of Permit G-5269. 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: G-6161

SOURCE OF WATER: WELLS 1, 2, 6, 8, 9, AND 10, A TRIBUTARY OF SHEEP CREEK

PURPOSE or USE: SUPPLEMENTAL IRRIGATION OF 192.8 ACRES AND FEED LOT AND FEED MILL

MAXIMUM RATE: 1.75 CUBIC FEET PER SECOND; BEING 0.2 CFS FROM WELL 1 FOR FEED MILL; 1.3 CFS FROM WELL 2 FOR SUPPLEMENTAL IRRIGATION; 0.93 CFS FROM WELL 6 FOR FEED LOT; 0.72 CFS FROM WELL 8; 0.36 CFS FROM WELL 9; AND 1.3 CFS FROM WELL 10, IN ANY COMBINATION NOT TO EXCEED 1.75 CFS

DATE OF PRIORITY: JUNE 6, 1973

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
19 S	46 E	WM	21	NE NE	WELL 2 (ORIGINAL) - 1200 FEET SOUTH AND 4930 FEET EAST FROM NW CORNER, SECTION 21
19 S	46 E	WM	21	SE NE	WELL 10 (ADDITIONAL) - 1355 FEET SOUTH AND 4955 FEET EAST FROM NW CORNER, SECTION 21
19 S	46 E	WM	21	NE NW	WELL 1 (ADDITIONAL) - 1160 FEET SOUTH AND 2480 FEET EAST FROM NW CORNER, SECTION 21
19 S	46 E	WM	21	NE NW	WELL 6 (ADDITIONAL) - 1080 FEET SOUTH AND 2430 FEET EAST FROM NW CORNER, SECTION 21
19 S	46 E	WM	21	NW SW	WELL 9 (ORIGINAL) - 3660 FEET SOUTH AND 1000 FEET EAST FROM NW CORNER, SECTION 21
19 S	46 E	WM	21	SE SW	WELL 8 (ORIGINAL) - 5020 FEET SOUTH AND 2180 FEET EAST FROM NW CORNER, SECTION 21

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.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein. 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 is as follows:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
19 S	46 E	WM	16	NE SW	7.9
19 S	46 E	WM	16	NW SW	27.9
19 S	46 E	WM	16	SW SW	24.0
19 S	46 E	WM	16	SE SW	38.4
19 S	46 E	WM	16	SW SE	36.5
19 S	46 E	WM	16	SE SE	4.3
19 S	46 E	WM	21	NE NE	37.2
19 S	46 E	WM	21	NW NE	16.6

FEED MILL				
Twp	Rng	Mer	Sec	Q-Q
19 S	46 E	WM	21	SW NE

FEED LOT				
Twp	Rng	Mer	Sec	Q-Q
19 S	46 E	WM	16	SW SW
19 S	46 E	WM	21	SW NE
19 S	46 E	WM	21	NE NW
19 S	46 E	WM	21	NW NW
19 S	46 E	WM	21	SW NW
19 S	46 E	WM	21	SE NW
19 S	46 E	WM	21	NE SW
19 S	46 E	WM	21	NW SW

The quantity of water diverted at the additional points of appropriation, together with that diverted at the original point of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.

Water use measurement conditions:

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

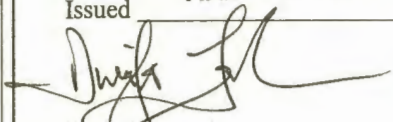
The water user shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

Water shall be acquired from the same aquifer (water source) as the original point 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 ADDITIONAL POINT OF APPROPRIATION approved by an order of the Water Resources Director entered December 3, 2015, at Special Order Volume 98, Page 411, approving Transfer Application 11929, supercedes Certificate 55554, State record of Water Right Certificates.

Issued **MAR 15 2024**



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