

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BLUE HARVEST FARMS LLC
C/O JUSTIN AND KEITH DITCHEN
9712 NUSOM RD NE
SILVERTON OR 97381

confirms the right to use the waters of A WELL in the WEST FORK LITTLE PUDDING RIVER BASIN for IRRIGATION of 15.5 ACRES.

This right was perfected under Permit G-11940. The date of priority is JUNE 24, 1992. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.19 cubic foot per second, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	1 W	WM	19	SW NE	57	NEW WELL - 950 FEET NORTH AND 1500 FEET WEST FROM SE CORNER, DLC 57

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 period of use allowed under this right is March 1 through October 31 of each year.

A description of the place of use to which this right is appurtenant is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
6 S	1 W	WM	19	SW NE	4		0.15
6 S	1 W	WM	19	SW NE		57	1.30
6 S	1 W	WM	19	SE NW	3		0.35
6 S	1 W	WM	19	SE NW		57	13.40
6 S	1 W	WM	19	NE SW	7		0.25
6 S	1 W	WM	19	NW SE	6		0.05

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.

Measurement, recording, and reporting conditions:

- A. The water user shall maintain, in good working order, a meter or other suitable measuring device as approved by the Director.
- 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.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative measuring and reporting procedures for review and approval.

The water user shall obtain a static water-level measurement for each well during March of each year and report the measurement to the Department within thirty days. The measurement shall be made by a certified water rights examiner, registered professional geologist, certified engineering geologist, professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Water levels shall be reported as depth-to-water below ground level and shall be accompanied by supporting calculations. If a well listed on this right displays a total static water-level decline of 25 or more feet over any period of years, as compared to the reference level, then the water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s). Such action shall be taken until the water level recovers to above the 25-foot decline level or until the Department determines, based on the water user's or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The reference level for water-level declines for this right is 16.17 below ground surface (bgs) for original Well 2. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this right.

The quantity of water diverted at the new point of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation described as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
7 S	2 W	WM	29	NW SW	77	WELL #2 (ORIGINAL) - 1450 FEET NORTH AND 1620 FEET WEST FROM THE MOST NORTHERLY CORNER, DLC 75

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

The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.

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

The Director may require water level or pump test results every ten years.

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.

The right to the use of the water for the above purpose is restricted to beneficial use without waste on the lands or place of use described. 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 shall be limited when it interferes with any prior surface or ground water rights.

This certificate is issued to confirm changes in POINT OF APPROPRIATION and PLACE OF USE approved by an order of the Water Resources Director entered NOVEMBER 6, 2012, at Special Order Volume 88, Page 670, approving Transfer Application T-11299, and together with Special Order Volume 88, Page 54, supersedes Certificate 86681, State Record of Water Right Certificates.

Issued MAR 28 2025.



Katherine Ratcliffe
Water Right Services Division Administrator, for
Ivan Gall, Director
Oregon Water Resources Department

