

## STATE OF OREGON

## COUNTY OF MARION

## CERTIFICATE OF WATER RIGHT

## THIS CERTIFICATE ISSUED TO

KELLY FARMS INC.  
22111 RIVER ROAD NE  
SAINT PAUL OR 97137

confirms the right to use the waters of FIVE WELLS, a tributary of MISSION CREEK (WILLAMETTE RIVER) for IRRIGATION of 96.0 ACRES.

This right was perfected under Permit G-3213. The date of priority is MARCH 22, 1966. The amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used, and shall not exceed 1.20 cubic feet per second (CFS), BEING 0.55 CFS FROM WELL 1, 0.65 CFS FROM WELL 2, 0.16 CFS FROM WELL 3, 0.20 CFS FROM WELL 4, AND 0.15 CFS FROM WELL 5, NOT TO EXCEED A COMBINED TOTAL OF 1.20 CFS IN COMBINATION FROM THE WELLS, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
4 S	2 W	WM	8	SW NE	66	WELL 1 (ORIGINAL) - 1260 FEET NORTH AND 3040 FEET EAST FROM NE CORNER DLC 97
4 S	2 W	WM	8	SE NW	66	WELL 2 (ORIGINAL) - 1230 FEET NORTH AND 1530 FEET EAST FROM NE CORNER DLC 97
4 S	2 W	WM	8	NE NW	74	WELL 3 (ADDITIONAL) - 1470 FEET NORTH AND 1410 FEET EAST FROM NE CORNER DLC 97
4 S	2 W	WM	8	NW NW	74	WELL 4 (ADDITIONAL) - 2440 FEET NORTH AND 60 FEET EAST FROM NE CORNER DLC 97
4 S	2 W	WM	8	SE NW	66	WELL 5 (ADDITIONAL) - 890 FEET NORTH AND 2180 FEET EAST FROM NE CORNER DLC 97

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 2.5 acre feet per acre for each acre irrigated during the irrigation season of each year, and 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 under this right hereby confirmed, and to which such right is appurtenant, is as follows:

IRRIGATION - Wells 2, 3, 4 and 5						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
4 S	2 W	WM	5	NW SW	74	0.1
4 S	2 W	WM	5	SW SW	74	18.3
4 S	2 W	WM	5	SE SW	74	20.0
4 S	2 W	WM	5	SW SE	74	0.9
4 S	2 W	WM	8	NW NE	74	1.1
4 S	2 W	WM	8	NE NW	74	11.8
TOTAL						52.2

IRRIGATION - Wells 1, 3, 4 and 5						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
4 S	2 W	WM	8	NE NE	74	3.0
4 S	2 W	WM	8	NW NE	74	28.1
4 S	2 W	WM	8	SW NE	66	6.0
4 S	2 W	WM	8	SE NE	66	4.1
4 S	2 W	WM	8	NE NW	74	2.6
TOTAL						43.8

The water user shall maintain and operate an in-line flow meter or other suitable device for measuring and recording the quantity of water diverted.

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

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 purposes aforesaid is restricted to the lands or place of use herein described.

This certificate is issued to confirm changes in ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered DECEMBER 19, 2008, at Special Order Volume 76, Page 921, approving Transfer Application T-10618, supersedes Certificate 40576, State Record of Water Right Certificates.

Issued JUL 11 2025

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