

## STATE OF OREGON

## COUNTY OF POLK

## CERTIFICATE OF WATER RIGHT

## THIS CERTIFICATE ISSUED TO

FOLEY FAMILY FARMS LP  
1701 VILLAGE CENTER CIRCLE  
LAS VEGAS NV 89134

confirms the right to the use of water perfected under the terms of Permit S-55297. 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: S-88827

| SOURCE                                            | TRIBUTARY TO  | VOLUME/RATE     | PERIOD OF USE              |
|---------------------------------------------------|---------------|-----------------|----------------------------|
| REIMER RESERVOIR, CONSTRUCTED UNDER PERMIT R-2147 | YAMHILL RIVER | 20.04 ACRE-FEET | MARCH 1 THROUGH OCTOBER 31 |

PURPOSE OR USE OF WATER: IRRIGATION OF 69.1 ACRES

DATE OF PRIORITY: MARCH 25, 2020

## AUTHORIZED POINT OF DIVERSION:

| Twp | Rng | Mer | Sec | Q-Q   | DLC | Measured Distances                                                                     |
|-----|-----|-----|-----|-------|-----|----------------------------------------------------------------------------------------|
| 7 S | 5 W | WM  | 4   | NE SE | 41  | POD 1 - REIMER RESERVOIR - 2280 FEET NORTH AND 520 FEET WEST FROM SE CORNER, SECTION 4 |

## AUTHORIZED PLACE OF USE:

| Twp | Rng | Mer | Sec | Q-Q   | DLC | Acres |
|-----|-----|-----|-----|-------|-----|-------|
| 7 S | 5 W | WM  | 3   | NW NW | 41  | 3.6   |
| 7 S | 5 W | WM  | 3   | SW NW | 41  | 16.1  |
| 7 S | 5 W | WM  | 3   | NE SW | 41  | 15.5  |
| 7 S | 5 W | WM  | 3   | NW SW | 41  | 28.2  |
| 7 S | 5 W | WM  | 4   | NE NE | 41  | 0.7   |
| 7 S | 5 W | WM  | 4   | SE NE | 41  | 2.6   |
| 7 S | 5 W | WM  | 4   | NE SE | 41  | 2.4   |

## 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.

Water Use Measurement, Recording, and Reporting Condition:

- A. The water user shall maintain a totalizing flow meter at each point of diversion in good working order.
- B. The water user shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The water user shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually, or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

The water user shall comply with basin-specific Agricultural Water Quality Management Area Rules described in Oregon Administrative Rule Chapter 603-095. Livestock management and cropping must protect riparian areas on the property, allowing site capable vegetation to establish and grow, while providing the following functions: shade (on perennial and some intermittent streams), bank stability, and infiltration or filtration of overland runoff. Active management of livestock and/or a livestock exclusion fence is needed to protect riparian areas and provide the required functions.

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.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

This right is for the beneficial use of water without waste. 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 allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

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

Issued JUL 02 2026



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