

STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

This Is to Certify, That DAYTON SAND & GRAVEL COMPANY

of P. O. Box 177, McMinnville, State of Oregon, 97128, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Willamette River

a tributary of Columbia River for the purpose of irrigation of 56.7 acres

under Permit No. 38396 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from July 11, 1973

that 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 for said purposes, and shall not exceed 0.71 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 3 (NW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 26, T. 4 S., R. 3 W., W. M., 150 feet South and 260 feet East from the Center, Section 26

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 $\frac{1}{2}$ 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.

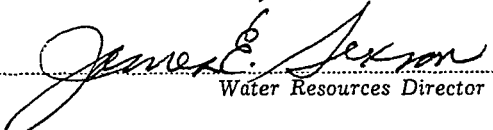
A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

25.9 acres Lot 3 (NE $\frac{1}{4}$ SW $\frac{1}{4}$)
 30.8 acres Lot 12 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)
 Section 26
 T. 4 S., R. 3 W., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. June 14, 1979


 Water Resources Director