

STATE OF OREGON

COUNTY OF

CLACKAMAS

CERTIFICATE OF WATER RIGHT

This is to certify, That ROBERT F. AND MARTHA J. FESSLER

of 11796 Monitor-McKee Rd. NE, Woodburn, State of OR 97071, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Well 2

a tributary of Butte Creek for the purpose of supplemental irrigation of 158.0 acres

under Permit No. G-8289 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 August 29, 1978 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 1.68 cubic feet per second

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is located in the SW 1/4 NE 1/4, Section 5, T6S, R1E, WM; 210 feet North and 820 feet East from Center 1/4 corner Section 5.

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-eighth 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, 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,

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:

- 39.8 acres SW 1/4 NE 1/4
- 23.5 acres Lot 3 (NE 1/4 NW 1/4)
- 24.1 acres Lot 4 (NW 1/4 NW 1/4)
- 40.0 acres SE 1/4 NW 1/4
- 27.9 acres NE 1/4 SW 1/4
- 1.5 acres NW 1/4 SW 1/4
- 1.2 acres NW 1/4 SE 1/4
- Section 5
- Township 6 South, Range 1 East, WM

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the Water Resources Director, affixed

this date. March 6, 1987

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 55734

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G-8935