

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that DOUGLAS EDWIN FOLTZ, of 43552 EAST BILYEU CREEK DRIVE, SCIO, OREGON 97374, has a right to the use of the waters of BILYEU CREEK, A TRIBUTARY OF THOMAS CREEK, for the purpose of IRRIGATING 1.1 ACRES.

The right has been perfected under Permit 41735. The date of priority is APRIL 20, 1977. The right is limited to not more than 0.01 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW1/4 SE1/4, AS PROJECTED WITHIN DLC 42, SECTION 10, T10S, R1E, WM; 330 FEET SOUTH & 25 FEET EAST FROM NE CORNER LOT 4 (SW 1/4 SE 1/4) SECTION 10.

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.

The right 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, and to which such right is appurtenant, is as follows:

LOT 5 (SE 1/4 SW 1/4) 0.2 ACRE
LOT 4 (SW 1/4 SE 1/4) 0.9 ACRE
SECTION 10
TOWNSHIP 10 SOUTH, RANGE 1 EAST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date OCTOBER 10, 1988.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 57772

55722