

STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that CARL F. RUTSCHMAN, of ROUTE 1, BOX 238-A, DAYTON, OREGON 97114, has a right to the use of the waters of AN UNNAMED STREAM AND A RESERVOIR, CONSTRUCTED UNDER PERMIT R-2116, TRIBUTARY OF PALMER CREEK, for the purpose of SUPPLEMENTAL IRRIGATION OF 24.9 ACRES.

The right has been perfected under Permit 41502. The date of priority is FEBRUARY 28, 1977. The right is limited to not more than 0.31 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:

LOT 4 (SW1/4 SE1/4), SECTION 28, T4S, R3W, WM;  
17.5 CHAINS NORTH & 6.2 CHAINS EAST FROM S1/4 CORNER SECTION 28.

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, 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.

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:

NE 1/4 SW 1/4 7.8 ACRES  
NW 1/4 SE 1/4 5.2 ACRES  
BOTH AS PROJECTED WITHIN DLC 52

LOT 3 (NW 1/4 SE 1/4) 11.6 ACRES  
SW 1/4 SE 1/4 0.3 ACRE  
AS PROJECTED WITHIN DLC 52  
SECTION 28  
TOWNSHIP 4 SOUTH, RANGE 3 WEST, 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 57820

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