

STATE OF OREGON
COUNTY OF BENTON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HERMON NUSBAUM
ROUTE 1, BOX 377
MONROE, OREGON 97456

confirms the right to use the waters of REESE CREEK AND NUSBAUM RESERVOIR CONSTRUCTED UNDER PERMIT R-7817, a tributary of MARYS RIVER, for the purpose of PRIMARY IRRIGATION OF 18.1 ACRES AND SUPPLEMENTAL IRRIGATION OF 142.0 ACRES.

The right has been perfected under Permit 44089. The date of priority is FEBRUARY 22, 1977. The right is limited to not more than 0.23 CUBIC FOOT PER SECOND FROM REESE CREEK AND RESERVOIR FOR PRIMARY IRRIGATION AND STORED WATER ONLY FOR THOSE LANDS DESCRIBED AS SUPPLEMENTAL, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

NE 1/4 NE 1/4 AS PROJECTED WITHIN DLC 56 SECTION 11, NW 1/4 AS PROJECTED WITHIN DLC 56 SECTION 12, T 14 S, R 6 W, W.M.; CREEK 1640 FEET SOUTH AND 540 FEET EAST FROM NW CORNER DLC 56.

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 from direct flow 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 FROM DIRECT FLOW AND STORAGE. The right shall be limited to any deficiency in the available supply of any prior right 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:

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	PRIMARY	SUPPLEMENTAL
NE 1/4 NE 1/4		5.7 ACRES
SE 1/4 NE 1/4		1.0 ACRES
BOTH AS PROJECTED WITHIN DLC 56		
SECTION 11		
NW 1/4 NE 1/4		17.6 ACRES
SW 1/4 NE 1/4	5.2 ACRES	31.4 ACRES
SE 1/4 NE 1/4	0.7 ACRE	3.5 ACRES
NE 1/4 NW 1/4		8.7 ACRES
NW 1/4 NW 1/4		1.7 ACRES
SW 1/4 NW 1/4		28.9 ACRES
SE 1/4 NW 1/4		29.5 ACRES
NE 1/4 SW 1/4		8.6 ACRES
SE 1/4 SW 1/4		0.8 ACRE
NE 1/4 SE 1/4	1.5 ACRES	
NW 1/4 SE 1/4	10.7 ACRES	3.8 ACRES
SW 1/4 SE 1/4		0.8 ACRE
ALL AS PROJECTED WITHIN DLC 56		
SECTION 12		
TOWNSHIP 14 SOUTH, RANGE 6 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 MAY 19, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 61139

55309.SB