

STATE OF OREGON
COUNTY OF LINN
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RED ROBIN RANCH
41925 BURGEN HOLLOW DRIVE
SCIO, OREGON 97374

confirms the right to use the waters of SPRING 2, RESERVOIR CONSTRUCTED UNDER PERMIT R-5914, AND BURGEN CREEK, tributaries of CRABTREE CREEK, for the purpose of FISH CULTURE AND THE IRRIGATION OF 46.3 ACRES.

The right has been perfected under Permit 36566. The date of priority is OCTOBER 4, 1971. The right is limited to not more than 0.172 CUBIC FOOT PER SECOND; BEING 0.003 CFS FROM SPRING 2 AND 0.005 CFS FROM CREEK FOR MAINTENANCE OF RESERVOIR FOR FISH CULTURE AND 0.014 CFS FROM SPRING 2 AND RESERVOIR AND 0.150 CFS FROM CREEK FOR IRRIGATION, or its equivalent in case of rotation, measured at the points of diversion from the sources.

The points of diversions are located as follows:

SW 1/4 NE 1/4, NW 1/4 NE 1/4, SE 1/4 NW 1/4, SECTION 6, T 11 S, R 1 E, W.M., S 1/2 SE 1/4, SECTION 31, T 10 S, R 1 E, W.M.; SPRING 2 - 2150 FEET SOUTH AND 1600 FEET WEST, RESERVOIR - 2330 FEET SOUTH AND 3330 FEET WEST, CREEK - PORTABLE PUMPING BETWEEN 500 FEET NORTH AND 1270 FEET WEST AND 1050 FEET SOUTH AND 2000 FEET WEST ALL FROM NE CORNER SECTION 6.

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 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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BURGEN CREEK

SW 1/4 SE 1/4 0.2 ACRE
SE 1/4 SE 1/4 6.6 ACRES

SECTION 31

TOWNSHIP 10 SOUTH, RANGE 1 EAST, W.M.

NE 1/4 NE 1/4 7.0 ACRES
NW 1/4 NE 1/4 11.1 ACRES

SECTION 6

TOWNSHIP 11 SOUTH, RANGE 1 EAST, W.M.

SPRING 2

SW 1/4 NE 1/4 18.2 ACRES
SE 1/4 NE 1/4 0.4 ACRE
NW 1/4 SE 1/4 0.8 ACRE

SECTION 6

SPRING 2 AND RESERVOIR

SW 1/4 NE 1/4 0.8 ACRE
SE 1/4 NW 1/4 1.2 ACRES & FISH

SECTION 6

TOWNSHIP 11 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 JULY 7, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 61771
48753.TES