

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HENRY R. KAISER
14040 KINGS VALLEY HWY.
MONMOUTH, OREGON 97361

confirms the right to use the waters of RITNER CREEK, a tributary of LUCKIAMUTE RIVER, for the purpose of IRRIGATING 89.8 ACRES.

The right has been perfected under Permit 40173. The date of priority is DECEMBER 23, 1975. The right is limited to not more than 1.12 CUBIC FEET PER SECOND 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 SW 1/4, NW 1/4 SE 1/4, BOTH AS PROJECTED WITHIN DLC 59, SW 1/4 NW 1/4, lot 4 (NW 1/4 NW 1/4), SECTION 5, NE 1/4 NE 1/4, AS PROJECTED WITHIN DLC 60, SECTION 6, T 10 S, R 6 W, W.M.; 1 - 4150 FEET SOUTH AND 950 FEET EAST, 2 - 3350 FEET SOUTH AND 230 FEET WEST, 3 - 1040 FEET SOUTH AND 1700 FEET WEST, 4 - 1820 FEET SOUTH AND 950 FEET EAST, 5 - 3920 FEET SOUTH AND 2000 FEET EAST, ALL FROM THE SW CORNER OF DLC 55.

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;

SE 1/4 SE 1/4 0.5 ACRE
AS PROJECTED WITHIN DLC 56
SECTION 31

NE 1/4 SW 1/4 1.3 ACRES
NW 1/4 SW 1/4 5.8 ACRES
SW 1/4 SW 1/4 35.5 ACRES
SE 1/4 SW 1/4 2.6 ACRES
ALL AS PROJECTED WITHIN DLC 56
SECTION 32
TOWNSHIP 9 SOUTH, RANGE 6 WEST, W.M.

SEE NEXT PAGE

LOT 3 (NE 1/4 NW 1/4) 1.6 ACRES
NE 1/4 NW 1/4 0.2 ACRE
NW 1/4 NW 1/4 4.5 ACRES
BOTH AS PROJECTED WITHIN DLC 60
LOT 4 (NW 1/4 NW 1/4) 7.1 ACRES
SW 1/4 NW 1/4 9.5 ACRES
LOT 5 (SE 1/4 NW 1/4) 4.0 ACRES
SE 1/4 NW 1/4 0.4 ACRE
NE 1/4 SW 1/4 8.5 ACRES
BOTH AS PROJECTED WITHIN DLC 59
NE 1/4 SW 1/4 6.0 ACRES
NW 1/4 SW 1/4 2.3 ACRES
SECTION 5
TOWNSHIP 10 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 NOVEMBER 13, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 62710

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