

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 29.1 ACRES DURING THE PERIOD OCTOBER 31 TO MARCH 31.

The right has been perfected under Permit 43240. The date of priority is FEBURARY 22, 1977. The right is limited to not more than 0.36 CUBIC FOOT 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 NE 1/4, AS PROJECTED WITHIN DLC 60, SECTION 6, NW 1/4 SE 1/4, AS PROJECTED WITHIN DLC 59, SECTION 5, T 10 S, R 6 W, W.M.; 3 - 1040 FEET SOUTH AND 1700 FEET WEST, 5 - 3920 FEET SOUTH AND 2000 FEET EAST, BOTH 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) and 2.5 ACRE-Feet PER ACRE IRRIGATED ANNUALLY. The right is further limited to a diversion of 1.0 acre-foot per acre irrigated during the period from October 1 to March 31. The right to irrigate during the period October 1 to March 31 shall not establish priority over future appropriations of surface water for beneficial irrigation or for storage for such beneficial uses, other than similar rights for irrigation from October 1 to March 31.

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

SW 1/4 SW 1/4 8.0 ACRES
AS PROJECTED WITHIN DLC 56
SECTION 32
TOWNSHIP 9 SOUTH, RANGE 6 WEST, W.M.

SEE NEXT PAGE

NW 1/4 NE 1/4 1.8 ACRES
SW 1/4 NE 1/4 17.4 ACRES
NE 1/4 NW 1/4 0.2 ACRE
SE 1/4 NW 1/4 0.9 ACRE
NW 1/4 SE 1/4 0.3 ACRE

ALL AS PROJECTED WITHIN DLC 59
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 62711

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