

STATE OF OREGON  
COUNTY OF MARION  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WENGER BROS.  
2205 105TH AVENUE, NE  
SALEM, OREGON

confirms the right to use the waters of BEAVER CREEK AND RESERVOIR CONSTRUCTED UNDER PERMIT R-2709, a tributary of PUDDING RIVER, for the purpose of PRIMARY IRRIGATION OF 17.4 ACRES AND SUPPLEMENTAL IRRIGATION OF 1.2 ACRES.

This right was perfected under Permit 27759. The date of priority is DECEMBER 15, 1961. This right is limited to 0.23 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:

NW 1/4 NW 1/4, AS PROJECTED WITHIN DLC 49, SECTION 17, T 7 S, R 1 W, W.M.; 1630 FEET NORTH AND 720 FEET EAST FROM THE W 1/4 CORNER OF SECTION 17.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year. the right allowed herein is 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.

This right shall conform to any reasonable rotation system ordered by the proper state officer.

A description of the place of use under this right, and to which this right is appurtenant, is as follows:

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NW 1/4 NW 1/4	9.5 ACRES	
SW 1/4 NW 1/4	7.9 ACRES	
BOTH AS PROJECTED WITHIN DLC 49 SECTION 17		
NE 1/4 NE 1/4 AS PROJECTED WITHIN DLC 49 SECTION 18 TOWNSHIP 7 SOUTH, RANGE 1 WEST, W.M.		1.2 ACRES

SEE NEXT PAGE

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 33985, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered on October 31, 1990 cancelling a portion of said water right.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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.

WITNESS the signature of the Water Resources Director,  
affixed OCTOBER 31, 1990.

/s/ WILLIAM H. YOUNG

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William H. Young

Recorded in State Record of Water Right Certificates numbered 64978.

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