

STATE OF OREGON  
COUNTY OF BENTON  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GEORGE HORNING  
27771 HORNING LANE  
CORVALLIS, OREGON 97333

confirms the right to use the waters of FERN RIDGE RESERVOIR CONSTRUCTED UNDER PERMIT R-1625 AND WASTE WATER FROM A DAIRY AND HORNING LAGOONS 1 AND 2, constructed under Permit R-10060, tributaries of Long Tom River, for the purpose of PRIMARY IRRIGATION OF 36.8 ACRES AND SUPPLEMENTAL IRRIGATION OF 46.2 ACRES.

The right has been perfected under Permit 49024. The date of priority is DECEMBER 10, 1984. The right is limited to not more than 0.58 CUBIC FOOT PER SECOND from waste and 40 acre-feet from Fern Ridge Reservoir, 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 44, SECTION 16, T 14 S, R 5 W, W.M.; WASTE AND LAGOONS - 600 FEET SOUTH AND 1190 FEET WEST, PUMP ON LONG TOM RIVER - 750 FEET SOUTH AND 500 FEET WEST, BOTH FROM THE NE CORNER OF SECTION 16; FERN RIDGE DAM - NE 1/4 SW 1/4 OF SECTION 4, TOWNSHIP 17 SOUTH, RANGE 5 WEST, W.M.

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 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. This right is subject to the terms and conditions of Contract 5-07-10-W0528 between the Bureau of Reclamation and the applicant, or a satisfactory replacement, a copy of which is on file in the records of the Water Resources Director.

Although use of waste water from the dairy and Horning Lagoons is and declared herein to be for supplemental irrigation in part, the right may, in the interest of proper operation of the dairy and waste water lagoons, be exercised at times when water is available at the primary source. The supplemental 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.

SEE NEXT PAGE

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

	<u>WASTE WATER &amp; LAGOONS</u>		<u>FERN RIDGE RESERVOIR</u>	
	<u>PRIMARY</u>	<u>SUPL.</u>	<u>PRIMARY</u>	<u>SUPL.</u>
SW 1/4 SE 1/4	13.6 ACRES			13.6 ACRES
SE 1/4 SE 1/4	0.5 ACRE		10.4 ACRES	0.5 ACRE
	BOTH AS PROJECTED WITHIN DLC 44			
	SECTION 9			
NE 1/4 NE 1/4		6.5 ACRES	1.0 ACRE	
NW 1/4 NE 1/4	3.1 ACRES	8.8 ACRES		3.1 ACRES
SW 1/4 NE 1/4		7.1 ACRES		
SE 1/4 NE 1/4		6.6 ACRES	8.2 ACRES	
	ALL AS PROJECTED WITHIN DLC 44			
	SECTION 16			
	TOWNSHIP 14 SOUTH, RANGE 5 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  
APRIL 16, 1991.

/s/ WILLIAM H. YOUNG  
William H. Young

Recorded in State Record of Water Right Certificates numbered 65608.

68100.TMW