

STATE OF OREGON
COUNTY OF POLK
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ALAN L. and JANICE L. FROST
6707 N.W. NIAGARA PLACE
CORVALLIS, OREGON 97330

confirms the right to use the waters of LUCKIAMUTE RIVER, a tributary of the WILLAMETTE RIVER, for the purpose of IRRIGATING 3.5 ACRES.

This right was perfected under Permit 34380. The date of priority is MAY 12, 1969. This right is limited to 0.04 CUBIC FOOT PER SECOND or its equivalent in case of rotation, IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION: SW 1/4 SE 1/4, AS PROJECTED WITHIN DLC 56, SECTION 17, T 9 S, R 5 W, W.M.; 4870 FEET SOUTH AND 1600 FEET WEST FROM THE SW CORNER OF LOT 5 (SE 1/4 SE 1/4, SECTION 8), measured at the point of diversion from the source.

The point of diversion is located as follows:

NW 1/4 SW 1/4, AS PROJECTED WITHIN DLC 56, SECTION 16, T 9 S, R 5 W, W.M.; 500 FEET NORTH AND 730 FEET WEST FROM THE SE CORNER OF DLC 56.

The amount of water used for irrigation under this right, 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.

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:

NW 1/4 SW 1/4 3.5 ACRES
AS PROJECTED WITHIN DLC 56
SECTION 16
TOWNSHIP 9 SOUTH, RANGE 5 WEST, W.M.

This certificate is issued to confirm a change in PLACE OF USE AND POINT OF DIVERSION approved by an order of the Water Resources Director entered August 3, 1977 approving transfer 3550 NOT modified by an order entered July 25, 1980 approving transfer 4506, and together with certificates 44889 and 65746 supersedes certificate 39691, State Record of Water Right Certificates.

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. This 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 MAY 6, 1991.

/s/ WILLIAM H. YOUNG
William H. Young

Recorded in State Record of Water Right Certificates numbered 65747.
T-4506B.DSM