

STATE OF OREGON  
COUNTY OF POLK  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PAUL F. KIRK  
6730 MCTIMMONS ROAD  
DALLAS, OREGON 97338

confirms the right to use the waters of AN UNNAMED STREAM, a tributary of TEAL CREEK, for IRRIGATING 1.0 ACRE.

This right was perfected under Permit 50983. The date of priority is NOVEMBER 7, 1989. This right is limited to PRIOR TO AUGUST 15 OF EACH YEAR DURING THE IRRIGATION SEASON, AND NOT MORE THAN 0.01 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 43, SECTION 35, T 8 S, R 6 W, W.M.; 1100 FEET SOUTH AND 1000 FEET EAST FROM THE NW CORNER OF SECTION 35.

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 use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

NW 1/4 NW 1/4 1.0 ACRE  
AS PROJECTED WITHIN DLC 43  
SECTION 35  
TOWNSHIP 8 SOUTH, RANGE 6 WEST, W.M.

Failure to comply with any of the provisions of this right may result in action including, but not limited to restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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 use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed  
MAY 22, 1992.

*US* MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67367.

70115.DSM