

STATE OF OREGON
COUNTY OF CLACKAMAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GERALD BITZ
12586 SE GUILFORD DRIVE
MILWAUKIE, OREGON 97222

confirms the right to use the waters of KELLOGG CREEK, a tributary of WILLAMETTE RIVER, for IRRIGATION OF 0.27 ACRE.

This right was perfected under Permit 51050. The date of priority is APRIL 13, 1990. This right is limited to 0.003 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 NE 1/4, AS PROJECTED WITHIN WHITCOMB DLC 41, SECTION 1, T 2 S, R 1 E, W.M.; 150 FEET NORTH AND 657 FEET WEST FROM THE SE CORNER OF THE LOT WHITCOMB DLC 41.

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 NE 1/4 0.27 ACRE
AS PROJECTED WITHIN DLC 41
SECTION 1
TOWNSHIP 2 SOUTH, RANGE 1 EAST, 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 JUNE 26, 1992.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67544.

BASIN 2 VOLUME 18B KELLOGG CREEK DISTRICT 16
70292.RK