

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CARL B. KREFT  
ROUTE 1,  
RICKREALL, OREGON 97371

confirms the right to use the waters of RICKREALL CREEK, a tributary of WILLAMETTE RIVER, for IRRIGATION OF 4.3 ACRES.

This right was perfected under Permit 15256. The date of priority is APRIL 22, 1942. This right is limited to 0.054 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 SW 1/4, SECTION 35, T 7 S, R 5 W.

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:

NE 1/4 SW 1/4 3.3 ACRES  
NW 1/4 SW 1/4 1.0 ACRE  
BOTH AS PROJECTED WITHIN DLC 63  
SECTION 35  
TOWNSHIP 7 SOUTH, RANGE 5 WEST, W.M.

Land on which water is to be used is a part of that more explicitly described by appropriator as follows: Beginning at a point 53.48 chains South and 1.00 chain West from the Northwest corner of the D>L>C> of Carey D. Embree and wife, Claim No. 56 in Township 7 South, Range 5 West of the Willamette Meridian in Polk County, Oregon, running thence West 10.00 chains; thence North 56 links to the center of LaCreole River; thence South 71 degrees 50 minutes West along the center of said river 9.63 chains to George Minty's East line; thence South 87 links to the South line of the land described in Volume 51 at page 418, Deed Records of said Polk County, Oregon; thence South 70 degrees East 19.70 chains; thence North 7.53 chains to the place of beginning, containing 8.35 acres, more or less.

SEE NEXT PAGE

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 15600, Volume 13, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on December 26, 1985, approving Transfer Application No. 5673.

THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE DIVERSION RATE AND SUPERSEDES CERTIFICATE 54279, VOLUME 49, 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. 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  
JULY 24, 1992.

/s/ MARTHA O. PAGEL

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Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67632.

T-5673A.JSR