

STATE OF OREGON
COUNTY OF LINN
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BURL JAMES AND/OR JOSEPHINE EASTMAN
37309 JEFFERSON SCIO DRIVE
SCIO, OREGON 97374

confirms the right to use the waters of SMALLMAN CREEK, a tributary of NORTH SANTIAM RIVER, for IRRIGATION OF 77.4 ACRES.

This right was perfected under Permit 51213. The date of priority is JUNE 26, 1990. This right is limited to 0.97 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:

NE 1/4 NW 1/4, SECTION 10, T 10 S, R 2 W, W.M.; 5300 FEET NORTH AND 1390 FEET EAST FROM SW CORNER OF SECTION 10.

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	3.5 ACRES
NW 1/4 SW 1/4	7.5 ACRES
SW 1/4 SW 1/4	36.7 ACRES
SE 1/4 SW 1/4	29.7 ACRES

SECTION 10
TOWNSHIP 10 SOUTH, RANGE 2 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 FEBRUARY 16, 1993.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 68109.

BASIN 2

VOLUME 8 NORTH SANTIAM RIVER MISC.

DISTRICT 2

70439.RK