STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

A. EUGENE PETROFF 1225 NE 107TH PLACE PORTLAND, OREGON 97220

confirms the right to use the waters of THREE WELLS tributary of the LABISH DRAINAGE DITCH for IRRIGATION OF 190.2 ACRES.

This right was perfected under Permit G-4041. The date of priority is MARCH 26, 1968. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.38 CUBIC FOOT PER SECOND BEING 0.36 CFS FROM WELL #1, 0.80 CFS FROM WELL #2, AND 1.22 CFS FROM WELL #3 or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

WELL #1 - NE% SW%, WELL #2 - NW% NE%, as projected within VANDALE DLC 70, WELL #3 - LOT 2 (SE% NW%), SECTION 30, T.6S., R.2W., W.M., WELL #1 - 1040 FEET SOUTH AND 310 FEET EAST, WELL #2 - 850 FEET NORTH AND 1170 FEET EAST, WELL #3 - 50 FEET SOUTH AND 480 FEET WEST, ALL FROM THE SW CORNER, VANDALE DLC 70.

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 for each acre irrigated and shall be further limited to a diversion of not to exceed 2½ acre-feet per acre 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:

WELL # 1

LOT 3(SW¼ NE¼) 10.1 ACRES
SW¼ NE¼ 3.2 ACRES
as projected within STEPHENS DLC 37
LOT 2(SE¼ NW¼) 15.2 ACRES

SECTION 30

TOWNSHIP 6 SOUTH, RANGE 2 WEST, W.M.

SEE NEXT PAGE

WELL #2

SW¼ SE¼ 1.1 ACRES

as projected within VANDALE DLC 70

SECTION 19

NE¼ NE¼ 1.6 ACRES

NW% NE% 34.7 ACRES

SW¼ NE¼ 13.8 ACRES

NE¼ NW¼ 3.8 ACRES

SE¼ NW¼ 6.2 ACRES

all projected within VANDALE DLC 70

LOT 2 (SE¼ NW¼) 2.9 ACRES

SECTION 30

TOWNSHIP 6 SOUTH, RANGE 2 WEST, W.M.

WELL #3

LOT 7 (SE¼ SW¼) 1.0 ACRES

SE¼ SW¼ 0.7 ACRES

SW1/4 SE1/4 0.4 ACRES

both as projected within VANDALE DLC 70

SECTION 19

NW¼ NE¼ 1.1 ACRES

NE¼ NW¼ 9.1 ACRES

both as projected within VANDALE DLC 70

LOT 1 (NE% NW%) 25.1 ACRES

NW¼ NW¼ 0.1 ACRE

SW¼ NW¼ 18.8 ACRES

LOT 2 (SE% NW%) 13.3 ACRES

NE¼ SW¼ 0.8 ACRES

NW¼ SW¼ 27.2 ACRES

SECTION 30

TOWNSHIP 6 SOUTH, RANGE 2 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 43194, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered _________, approving Transfer Application 7010.

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 and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director

affixed JAN 16 1996 . Steven P. Applegate

/s/ MARTHA O. PAGEL

Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 68755.

T-7010.AS