

STATE OF OREGON  
COUNTY OF YAMHILL  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARK BENOIT  
6635 NE DUNIWAY ROAD  
DAYTON, OREGON 97114

confirms the right to use the waters of TWO WELLS in the MILLICAN CREEK (YAMHILL RIVER) BASIN for IRRIGATION OF 13.4 ACRES.

This right was perfected under Permit G-11371. The date of priority is OCTOBER 3, 1990. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.11 CUBIC FOOT PER SECOND, BEING 0.04 CFS FROM WELL 1; AND 0.07 CFS FROM WELL 3, or its equivalent in case of rotation, measured at the point of diversion from the source.

The wells are located as follows:

WELL NO. 1 - NE 1/4 SE 1/4, AS PROJECTED WITHIN DLC 62, SECTION 31, T 3 S, R 3 W, W.M.; 2420 FEET NORTH AND 1290 FEET WEST FROM THE SE CORNER OF DLC 37.

WELL NO. 3 - NE 1/4 SE 1/4, AS PROJECTED WITHIN DLC 62, SECTION 31, T 3 S, R 3 W, W.M.; 2030 FEET NORTH AND 1260 FEET WEST FROM THE SE CORNER OF DLC 37.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 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:

NE 1/4 SE 1/4     10.1 ACRES  
SECTION 31

NW 1/4 SW 1/4     3.3 ACRES  
BOTH AS PROJECTED WITHIN DLC 62  
SECTION 32  
TOWNSHIP 3 SOUTH, RANGE 3 WEST, W.M.

When required by the department, the user shall install and maintain a weir, meter or other suitable measuring device and shall keep a complete record of the amount of ground water withdrawn.

The Director may require water level or pump test results every ten years.

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

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The use of water shall be limited when it interferes with the prior SURFACE OR GROUNDWATER rights of others.

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 use water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed JULY 17, 1996.

15 Steven P. Applegate  
Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 72419.

BASIN 2

VOLUME 12A MILLICAN BRANCH WELLS

DISTRICT 16

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