

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STEPHEN F. MANNENBACH
15380 WEST ELLENDALE ROAD
DALLAS, OREGON 97338

confirms the right to use the waters of GUY CREEK, RICKREALL CREEK, AND MANNENBACH RESERVOIR, tributaries of THE WILLAMETTE RIVER, for FISH AND WILDLIFE.

This right was perfected under Permit 50854. The date of priority is OCTOBER 2, 1989. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.01 CUBIC FOOT PER SECOND FROM GUY CREEK, WITH ANY DEFICIENCY IN THE AVAILABLE SUPPLY FROM GUY CREEK TO BE MADE UP BY PUMPING FROM RICKREALL CREEK AT THE RATE OF 0.18 CFS FOR NO MORE THAN EIGHT HOURS EACH WEEK, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

GUY CREEK: NW 1/4 NE 1/4, AS PROJECTED WITHIN DLC 69, SECTION 31, T 7 S, R 5 W, W.M.; 860 FEET NORTH AND 1260 FEET WEST FROM THE NW CORNER OF DLC 51.

RICKREALL CREEK: NW 1/4 NE 1/4, AS PROJECTED WITHIN DLC 69, SECTION 31, T 7 S, R 5 W, W.M.; 870 FEET NORTH AND 1530 FEET WEST FROM THE NW CORNER OF DLC 51.

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
AS PROJECTED WITHIN DLC 69
SECTION 31
TOWNSHIP 7 SOUTH, RANGE 5 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 AUGUST 28, 1996.

|s| Steven P. Applegate

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 72761.

BASIN 2
70086.DSM

VOLUME 10 RICKREALL CREEK & MISC.

DISTRICT 18