

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SCHUDEL ENTERPRISES  
800 NW CORNELL  
CORVALLIS, OR 97330

confirms the right to use the waters of LUCKIAMUTE RIVER, a tributary of WILLAMETTE RIVER, for IRRIGATION OF 10.4 ACRES.

This right was perfected under Permit 35334. The date of priority is JUNE 11, 1971. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.08 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 SW 1/4, SECTION 20, AS PROJECTED WITHIN VANDERPOOL DLC 63, T 9 S, R 4 W, W.M.; 10 FEET NORTH AND 5680 FEET WEST FROM THE SE CORNER OF DLC 63.

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 NW 1/4 5.7 ACRES  
SE 1/4 NW 1/4 4.7 ACRES  
BOTH AS PROJECTED WITHIN DLC 63  
SECTION 21  
TOWNSHIP 9 SOUTH, RANGE 4 WEST, W.M.

This certificate is issued to confirm a change in PLACE OF USE (PRIORITY SWITCH) approved by an order of the Water Resources Director entered JUNE 10, 1994, and supersedes Certificate 49079, 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 JANUARY 14 , 1997.

**/S/ Richard D. Bailey**

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 73994.

T-6939A.DEK