

STATE OF OREGON
COUNTY OF LANE
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

J. IRA MCNUTT
351½ EAST BROADWAY
EUGENE, OREGON 97401

confirms the right to use the waters of the MCKENZIE RIVER, a tributary of the WILLAMETTE RIVER, for IRRIGATION OF 105.9 ACRES.

This right was perfected under Permit 14388. The date of priority is JULY 25, 1940. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.33 CUBIC FEET 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:

NW¼ NW¼, AS PROJECTED WITHIN JAMES W. STORMENT DLC 40,
SECTION 26, T 17 S, R 1 W, W.M..

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 2½ 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:

NE¼ SE¼ 0.6 ACRE
AS PROJECTED WITHIN LALLA DLC 42
SW¼ SE¼ 1.8 ACRES
SE¼ SE¼ 23.8 ACRES
BOTH AS PROJECTED WITHIN STORMENT DLC 40
SE¼ SE¼ 8.0 ACRES
AS PROJECTED WITHIN LALLA DLC 42
SECTION 22

NW¼ SW¼ 2.0 ACRES
SW¼ SW¼ 4.6 ACRES
BOTH AS PROJECTED WITHIN LALLA DLC 42
SW¼ SW¼ 17.6 ACRES
AS PROJECTED WITHIN STORMENT DLC 40
SECTION 23

NW¼ NW¼ 15.1 ACRES
AS PROJECTED WITHIN STORMENT DLC 40
SECTION 26

NE¼ NE¼ 30.2 ACRES
NW¼ NE¼ 2.2 ACRES
BOTH AS PROJECTED WITHIN STORMENT DLC 40
SECTION 27

TOWNSHIP 17 SOUTH, RANGE 1 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 14022, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered AUG 31 1998, approving Transfer Application 7484.

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 AUG 31 1998.

/s/ Thomas Paul (for)
Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 75778.

T-7484.PKS