

STATE OF OREGON
COUNTY OF WASHINGTON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FRANK L. AND BETTY M. NIMS
21980 SW AEBISCHER ROAD
SHERWOOD, OREGON 97140

confirms the right to use the waters of AN UNNAMED CREEK AND RESERVOIR
CONSTRUTCTED UNDER APPLICATION NO. R-38892, PERMIT NO. R-3420, a
tributary of CHICKEN CREEK, for IRRIGATION OF 12.35 ACRES.

This right was perfected under Permit 28955. The date of priority is
JULY 12, 1963. The amount of water to which this right is entitled is
limited to an amount actually beneficially used and shall not exceed
0.15 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:

SE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 26, T 2 S, R 2 W, W.M.; 1090 FEET NORTH AND
340 FEET WEST FROM THE S $\frac{1}{4}$ CORNER OF SECTION 26.

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 $\frac{1}{2}$ 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:

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 7.55 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 4.80 ACRES
SECTION 26
TOWNSHIP 2 SOUTH, RANGE 2 WEST, W.M.

This certificate describes that portion of the water right confirmed
by Certificate 43526, State Record of Water Right Certificates, NOT
modified by the provisions of an order of the Water Resources Director
entered DEC 09 1998, approving Transfer Application
6707.

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 DEC 09 1998.

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

Recorded in State Record of Water Right Certificates numbered 75881.