

STATE OF OREGON  
COUNTY OF CLACKAMAS  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STEPHEN H. AND ANN H. SMITH  
8462 SOUTH HEINZ ROAD  
CANBY, OREGON 97013

confirms the right to use the waters of A WELL in the BEAR CREEK BASIN for IRRIGATION OF 21.0 ACRES.

This right was perfected under Permit G-4921. The date of priority is SEPTEMBER 23, 1971. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.26 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 NW 1/4, AS PROJECTED WITHIN WHEALDON DLC 43, SECTION 33,  
TOWNSHIP 4 SOUTH, RANGE 1 EAST, W.M.; 1380 FEET NORTH AND 650 FEET EAST  
FROM THE SW CORNER OF DLC 43.

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 1/2 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 13.3 ACRES  
SE 1/4 NW 1/4 7.7 ACRES  
BOTH AS PROJECTED WITHIN WHEALDON DLC 43  
SECTION 33  
TOWNSHIP 4 SOUTH, RANGE 1 EAST, W.M.

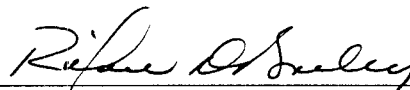
The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

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

This certificate is issued to confirm a change in POINT OF APPROPRIATION approved by an order of the Water Resources Director entered SEPTEMBER 10, 1995, and together with Certificate 68565, supersedes Certificate 43219, 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.

WITNESS the signature of the Water Resources Director, affixed JULY 16, 1999.

  
Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 76259.