

STATE OF OREGON
COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HERRING BROTHERS
c/o BLAND HERRING
ROUTE 3, BOX 196
NEWBERG, OREGON 97132

confirms the right to use the waters of WILLIAMSON CREEK AND RESERVOIR CONSTRUCTED UNDER APPLICATION NO. R-26385, PERMIT NO. R-1309, a tributary of CHEHALEM CREEK, for IRRIGATION OF 8.8 ACRES.

This right was perfected under Permit 20999. The date of priority is AUGUST 31, 1951. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.074 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:

NW 1/4 SE 1/4, SECTION 14, AS PROJECTED WITHIN J. WILLIAMSON DLC 46, TOWNSHIP 3 SOUTH, RANGE 3 WEST, W.M.; 2030 FEET NORTH AND 450 FEET WEST FROM THE SE CORNER OF DLC 46.

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 from direct flow and storage.

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:

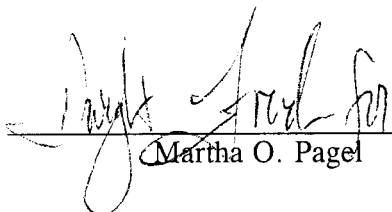
SW 1/4 SE 1/4 8.8 ACRES
AS PROJECTED WITHIN J. WILLIAMSON DLC 46
SECTION 14
TOWNSHIP 3 SOUTH, RANGE 3 WEST, W.M.

This certificate is issued to confirm a change in place of use approved by an order of the Water Resources Director entered September 17, 1981, and together with Certificate 50408, supersedes Certificate 28756, 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 FEBRUARY 28, 2000.


Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 76448.

T-4859.SB