

STATE OF OREGON
COUNTY OF YAMHILL
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLIAM C. SANDERS
ROUTE 2, BOX 267
McMINNVILLE, OREGON 97128

confirms the right to use the waters of an UNNAMED STREAM AND RESERVOIR CONSTRUCTED UNDER APPLICATION R-43888, PERMIT R-4974, a tributary of BAKER CREEK, for IRRIGATION OF 4.64 ACRES AND SUPPLEMENTAL IRRIGATION OF 1.60 ACRES.

This right was perfected under Permit 32424. The dates of priority are AUGUST 3, 1967 FOR 0.07 CUBIC FEET PER SECOND (CFS) AND OCTOBER 17, 1967 FOR 0.01 CFS. 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:

NW¼ NW¼, SECTION 10, T 4 S, R 5 W, W.M.; 480 FEET SOUTH AND 20 FEET EAST FROM THE NW CORNER OF SECTION 10.

The amount of water used for irrigation, together with the amount secured under an 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 from direct flow and storage from reservoir constructed under Permit R-4974.

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:

PRIMARY

NE¼ NE¼ 1.99 ACRES
SECTION 9

NW¼ NW¼ 2.65 ACRES
SECTION 10

SUPPLEMENTAL

NE¼ NE¼ 1.60 ACRES
SECTION 9

TOWNSHIP 4 SOUTH, RANGE 5 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 40512, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered OCT 16 2001, approving Transfer Application 7216.

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.

WITNESS the signature of the Water Resources

Director, affixed OCT 16 2000.

/s/ Thomas J. Paul (for)
Paul R. Cleary, Director

Recorded in State Record of Water Right Certificates numbered 76623.