

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JAMES M. AND MAURICE HEATER
4672 DRIFT CREEK ROAD SE
SUBLIMITY, OR 97385

confirms the right to store the waters of AN UNNAMED STREAM, a tributary of DRIFT CREEK, in RESERVOIR 2, appropriated under Permit 44946, for IRRIGATION.

The right to store these waters was perfected under Reservoir Permit R-8149. The dates of priority are FEBRUARY 25, 1980 FOR 21.0 ACRE-FEET (AF) AND AUGUST 4, 1980 FOR 9.0 AF. The amount of water entitled to be stored each year under this right is not more than 30.0 AF.

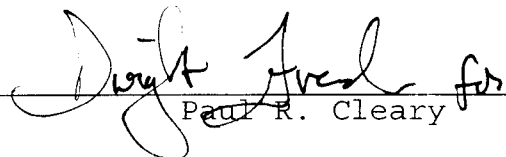
The reservoir is located as follows:

SW 1/4 SE 1/4
SE 1/4 SE 1/4
AS PROJECTED WITHIN HEATER DLC 43
SW 1/4 SE 1/4
AS PROJECTED WITHIN LIPSCOMB DLC 46
LOT 1 (SW 1/4 SE 1/4)
LOT 1 (SE 1/4 SE 1/4)
SECTION 8
TOWNSHIP 8 SOUTH, RANGE 1 EAST W.M.

THE DAM SHALL BE OPERATED AND MAINTAINED ACCORDING TO THE APPROVED PLANS AND SPECIFICATIONS, OR A SATISFACTORY REPLACEMENT, A COPY THEREOF IS ON FILE WITH THE WATER RESOURCES DEPARTMENT.

The right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.

WITNESS the signature of the Water Resources Director, affixed March 29, 2002.


Paul R. Cleary

Recorded in State Record of Water Right Certificates Number 79422.