

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD KIRKHAM  
9225 STEEL BRIDGE ROAD  
WILLAMINA, OREGON 97396

confirms the right to use the waters of SOUTH YAMHILL RIVER, a tributary of YAMHILL RIVER, for IRRIGATION OF 95.0 ACRES.

This right was perfected under Permit 13313. The date of priority is OCTOBER 11, 1938. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.18 CUBIC FEET 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:

NE 1/4 NE 1/4, AS PROJECTED WITHIN HAGGARD DLC NO. 60, SECTION 12, TOWNSHIP 6 SOUTH, RANGE 7 WEST, W.M.; 620 FEET SOUTH AND 160 FEET WEST FROM THE NE CORNER OF SECTION 12.

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 2.5 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:

NW 1/4 SW 1/4	8.4 ACRES
SW 1/4 SW 1/4	28.8 ACRES
SE 1/4 SW 1/4	7.7 ACRES
ALL AS PROJECTED WITHIN HAGGARD DLC 94	
SECTION 6	
NE 1/4 NW 1/4	17.4 ACRES
NW 1/4 NW 1/4	32.0 ACRES
SW 1/4 NW 1/4	0.1 ACRE
BOTH AS PROJECTED WITHIN HAGGARD DLC 94	
SECTION 7	
TOWNSHIP 6 SOUTH, RANGE 6 WEST, W.M.	

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

NE 1/4 NE 1/4 0.6 ACRE  
AS PROJECTED WITHIN HAGGARD DLC 60  
SECTION 12  
TOWNSHIP 6 SOUTH, RANGE 7 WEST, W.M.

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.

This certificate is issued to confirm a change in place of use approved by an order of the Water Resources Director entered February 9, 1981, and supersedes Certificate 20894, 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 February 28, 2003.

  
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Paul R. Cleary



Recorded in State Record of Water Right Certificates Number 79919.