

STATE OF OREGON  
COUNTY OF YAMHILL  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD KIRKHAM  
9225 STEEL BRIDGE ROAD  
SHERIDAN, OREGON 97378

confirms the right to use the waters of the SOUTH YAMHILL RIVER, a tributary of the YAMHILL RIVER, for IRRIGATION OF 56.2 ACRES.

This right was perfected under Permit 40025. The date of priority is APRIL 23, 1975. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.70 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SE $\frac{1}{4}$  NW $\frac{1}{4}$ , AS PROJECTED WITHIN HAGGARD DLC 94, SECTION 6, T 6 S, R 6 W, W.M.; 1 - 3300 FEET NORTH AND 2100 FEET EAST FROM THE SW CORNER OF SECTION 6.

NE $\frac{1}{4}$  NE $\frac{1}{4}$ , AS PROJECTED WITHIN HAGGARD DLC 94, SECTION 12, T 6 S, R 7 W, W.M.; 2 - 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 $\frac{1}{2}$  acre-feet 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:

SE $\frac{1}{4}$  NW $\frac{1}{4}$  4.8 ACRES  
 NE $\frac{1}{4}$  SW $\frac{1}{4}$  28.8 ACRES  
 NW $\frac{1}{4}$  SW $\frac{1}{4}$  5.2 ACRES  
 SW $\frac{1}{4}$  SW $\frac{1}{4}$  0.1 ACRE  
 SE $\frac{1}{4}$  SW $\frac{1}{4}$  9.7 ACRES

ALL AS PROJECTED WITHIN HAGGARD DLC 90  
 SECTION 6

TOWNSHIP 6 SOUTH, RANGE 6 WEST, W.M.

NE $\frac{1}{4}$  SE $\frac{1}{4}$  2.0 ACRES  
 NW $\frac{1}{4}$  SE $\frac{1}{4}$  3.2 ACRES  
 SW $\frac{1}{4}$  SE $\frac{1}{4}$  2.0 ACRES  
 SE $\frac{1}{4}$  SE $\frac{1}{4}$  0.4 ACRE

ALL AS PROJECTED WITHIN SAVAGE DLC 39  
 SECTION 12

TOWNSHIP 6 SOUTH, RANGE 7 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 48075, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered \_\_\_\_\_, approving Transfer Application 9382.

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 and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources

Director, affixed JUL 01 2003.

  
 Paul R. Cleary, Director

Recorded in State Record of Water Right Certificates numbered <sup>80356</sup> 80536.