

STATE OF OREGON

COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MALENSKY LAND HOLDING COMPANY
11335 SW HILLSBORO HIGHWAY
HILLSBORO, OR 97123

confirms the right to use the waters of A WELL in the CHRISTENSEN CREEK BASIN for PRIMARY IRRIGATION OF 1.0 ACRE AND SUPPLEMENTAL IRRIGATION OF 29.3 ACRES.

This right was perfected under Permit G-5692. The date of priority is MAY 7, 1973. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.33 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 NW 1/4, AS PROJECTED WITHIN C. LEWIS DLC 51, SECTION 31, TOWNSHIP 1 SOUTH, RANGE 2 WEST, W.M.; 420 FEET SOUTH AND 2650 FEET EAST FROM THE NW CORNER, SECTION 31.

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.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

A description of the place of use to which this right is appurtenant is as follows:

	PRIMARY	SUPPLEMENTAL
LOT 5 (SE 1/4 NE 1/4)	1.0 ACRE	
LOT 4 (SW 1/4 NE 1/4)		11.1 ACRES
LOT 5 (SE 1/4 NE 1/4)		0.1 ACRE
LOT 3 (SE 1/4 NW 1/4)		4.8 ACRES
LOT 5 (NE 1/4 SE 1/4)		1.4 ACRES
LOT 6 (NW 1/4 SE 1/4)		11.9 ACRES

SECTION 31
TOWNSHIP 1 SOUTH, RANGE 2 WEST, W.M.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

This certificate is issued to correctly describe the quantity of water and describes that portion of the water right confirmed by Certificate 75273, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered on May 12, 2005.

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.

Issued May 12, 2005.


Phillip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 81413.

T-7050RRCORRECTION.SB