

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HERMAN M. JOHNSTON
390 WEST HOYT STREET
SALEM, OREGON 97304

confirms the right to use the waters of THOMAS CREEK, tributary to the SOUTH SANTIAM RIVER, for IRRIGATION OF 177.5 ACRES.

This right was perfected under Permit S-20356. The date of priority is MAY 22, 1951. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 2.22 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:

Twp	Rng	Mer	Sec	Q-Q
10 S	2 W	WM	20	SW NE

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 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:

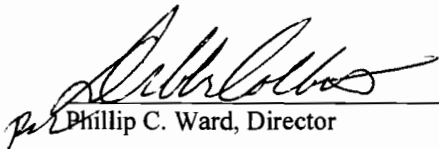
IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
10 S	2 W	WM	17	NE SE	1.3
10 S	2 W	WM	17	NW SE	1.2
10 S	2 W	WM	17	SW SE	32.3
10 S	2 W	WM	17	SE SE	38.6
10 S	2 W	WM	20	NE NE	39.0
10 S	2 W	WM	20	NW NE	35.8
10 S	2 W	WM	20	SW NE	22.2
10 S	2 W	WM	20	SE NE	7.1

This certificate describes that portion of the water right confirmed by Certificate 75472, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JAN 03 2008, approving Transfer Application T-9486.

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. 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.

WITNESS the signature of the Water Resources Director, affixed JAN 03 2008.


Phillip C. Ward, Director