

STATE OF OREGON  
 COUNTY OF CLACKAMAS  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

VICTOR AND PHYLLIS SCHNEIDER  
 36612 SOUTH FARM ROAD  
 MT ANGEL OREGON 97362

confirms the right to use the waters of BUTTE CREEK, tributary to PUDDING RIVER for IRRIGATION of 10.0 ACRES.

This right was perfected under Permit 42996. The date of priority is MARCH 27, 1978. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.13 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

| Twp | Rng | Mer | Sec | Q-Q   | GLot | DLC | Measured Distances   |
|-----|-----|-----|-----|-------|------|-----|--|
| 6 S | 1 E | WM  | 8   | SW NE |      | 41  | 2110 FEET SOUTH AND 1120 FEET EAST FROM N¼ CORNER, SECTION 8 |

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, 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:

| IRRIGATION |     |     |     |       |      |     |       |
|------------|-----|-----|-----|-------|------|-----|-------|
| Twp        | Rng | Mer | Sec | Q-Q   | GLot | DLC | Acres |
| 6 S        | 1 E | WM  | 8   | NE NE |      | 41  | 10.0  |

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered April 16, 1999, at Special Order Volume 53, Page 595, approving Transfer Application 8117, and together with Certificate 76092, supersedes Certificate 51364, State record of Water Right Certificates.

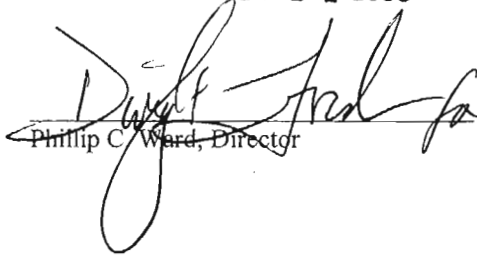
The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

**NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW**

This is an 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.

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.

Issued NOV 21 2008

  
Phillip C. Ward, Director