

STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

R & B KAUER PROPERTIES LLC
721 NE ALLEN CT
MCMINNVILLE OR 97128

confirms the right to use the waters of TWO WELLS, within the WEST BRANCH PALMER CREEK BASIN for IRRIGATION of 126.5 ACRES.

This right was perfected under Permit G-5158. The date of priority is JANUARY 11, 1973. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.58 CUBIC FEET PER SECOND (CFS), in any combination from Well 2 and Well 3, further limited to no more than 1.54 CFS from Well 2 and no more than 1.42 CFS from Well 3, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
4 S	4 W	WM	25	SE NE	62	WELL 2 (ORIGINAL) - 3250 FEET NORTH AND 600 FEET WEST FROM SE CORNER, SECTION 25
4 S	3 W	WM	30	NW SW	55	WELL 3 (ADDITIONAL) - 1510 FEET NORTH AND 30 FEET EAST FROM SW CORNER, SECTION 30

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 is as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
4 S	3 W	WM	30	SW NW	55	8.1
4 S	3 W	WM	30	NW SW	55	5.8
4 S	4 W	WM	25	SW NE	62	2.8
4 S	4 W	WM	25	SE NE	62	19.3
4 S	4 W	WM	25	NE SE	62	39.9
4 S	4 W	WM	25	NW SE	62	5.6
4 S	4 W	WM	25	SW SE	62	5.6
4 S	4 W	WM	25	SE SE	62	31.2
4 S	4 W	WM	36	NE NE	62	6.5
4 S	4 W	WM	36	NW NE	62	1.7

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

Water shall be acquired from the same aquifer (water source) as the original points of appropriation.

The quantity of water diverted at the new point of appropriation (well), together with that diverted at the old points of appropriation, shall not exceed the quantity of water available from the original point of appropriation as described as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
4 S	4 W	WM	25	NE SE	62	WELL 1 - 1450 FEET NORTH AND 580 FEET WEST FROM SE CORNER, SECTION 25

The water user shall maintain an in-line flow meter or other suitable device for measuring and recording the quantity of water appropriated at each point of appropriation.

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.

This certificate is issued to confirm a change in ADDITIONAL POINT OF APPROPRIATION approved by an order of the Water Resources Director entered FEBRUARY 24, 2006, at Special Order Volume 68, Page 101, approving Transfer Application 9067, supercedes Certificate 42982, State record of Water Right Certificates.

Issued APR 11 2014



Dwight W. French
Administrator, Water Right Services, for
Phillip C. Ward, Director
Oregon Water Resources Department