

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RALPH AND OPAL KESTER
 ROUTE 1, BOX 190
 MONMOUTH, OR 97361

confirms the right to use the waters of BERRY CREEK and RESERVOIR constructed under Application number R-47418, Permit number R-5715, tributary to SOAP CREEK for FISH CULTURE and RECREATION.

This right was perfected under Permit S-35533. The date of priority is AUGUST 17, 1970. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.10 CUBIC FOOT PER SECOND (cfs), 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	Measured Distances
10 S	5 W	WM	3	NE SE	970 FEET SOUTH AND 240 FEET WEST FROM THE EAST ¼ CORNER OF SECTION 3

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

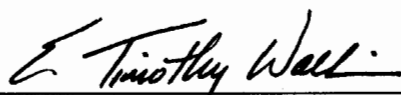
Twp	Rng	Mer	Sec	Q-Q
10 S	5 W	WM	2	NE SW
10 S	5 W	WM	2	NW SW

This certificate describes that portion of the water right confirmed by Certificate 40469, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered SEP 12 2014.

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.

WITNESS the signature of the Water Resources Director, affixed SEPTEMBER 12 2014



E. Timothy Wallin, Water Right Program Manager for
 DIRECTOR, Oregon Water Resources Department