

STATE OF OREGON  
 COUNTY OF YAMHILL  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARSHAL H. CAIN  
 ROUTE 1, BOX 213A  
 MCMINNVILLE, OR 97128

confirms the right to use the waters of THREE WELLS a tributary of SALT CREEK (YAMHILL RIVER) for IRRIGATION of 47.9 ACRES FROM WELLS #1 and #4, SUPPLEMENTAL IRRIGATION of 163.5 ACRES from WELL #3.

This right was perfected under Permit G-4166. The date of priority is MAY 29, 1968. The amount of water to which this right is entitled is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.51 CUBIC FOOT PER SECOND (CFS), BEING 0.20 CFS FROM #1; 0.26 CFS FROM #3; AND 0.05 CFS FROM #4 or its equivalent in case of rotation, measured at the point of diversion from the stream.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
5 S	4 W	WM	18	NW NW	65	#1 - 30 FEET NORTH AND 930 FEET EAST FROM NE CORNER, DLC 66
5 S	4 W	WM	18	NW NW	65	#3 - 30 FEET NORTH AND 40 FEET WEST FROM NE CORNER, DLC 66
5 S	5 W	WM	13	NE NE	74	#4 - 240 FEET NORTH AND 1160 FEET WEST FROM NE CORNER, DLC 66

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be 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 per acre for each acre irrigated during the irrigation season of each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein, and 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:

PRIMARY WELL #1							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
5 S	4 W	WM	18	NE NW		44	10.8
5 S	4 W	WM	18	NW NW		44	2.9
5 S	4 W	WM	18	SW NW		44	6.6
5 S	4 W	WM	18	SE NW		44	23.4
Total							43.7

PRIMARY WELL #4							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
5 S	5 W	WM	13	NE NE		74	4.2

SUPPLEMENTAL WELL #3							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
5 S	4 W	WM	7	SW SW		65	11.0
5 S	4 W	WM	7	SE SW		65	3.6
5 S	4 W	WM	7	SE SW	5		1.8
5 S	4 W	WM	7	SE SW		43	4.2
5 S	4 W	WM	18	NE NW		43	8.4
5 S	4 W	WM	18	NE NW	3		4.5
5 S	4 W	WM	18	NE NW		65	9.2
5 S	4 W	WM	18	NE NW		44	10.8
5 S	4 W	WM	18	NW NW		44	2.9
5 S	4 W	WM	18	NW NW	4		9.9
5 S	4 W	WM	18	NW NW		65	29.8
5 S	4 W	WM	18	SW NW	5		20.9
5 S	4 W	WM	18	SW NW		44	6.6
5 S	4 W	WM	18	SE NW		44	23.4
5 S	5 W	WM	12	SE SE		74	4.4
5 S	5 W	WM	13	NE NE		74	12.1
						Total	163.5

This certificate describes that portion of water right Certificate 39557, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 25 2020, approving Transfer Application T-13055.

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 MAR 25 2020.

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
 THOMAS M BYLER, DIRECTOR  
 Oregon Water Resources Department