

STATE OF OREGON
COUNTY OF LINN
CERTIFICATE OF WATER RIGHT

This Is to Certify, That JOHN SILBERNAGEL

of Route 1, Scio, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Thomas Creek a tributary of North Santiam for the purpose of irrigation under Permit No. 13469 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from February 6, 1939

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.35 c.f.s.

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected on John Thomas DLC No. 40, Section 3, T. 10 S., R. 1 E., W. M.

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 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

2.6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected in John Thomas D.L.C. No. 40
5.3 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, as projected in John Thomas D.L.C. No. 40
Section 2
0.9 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected in John Thomas D.L.C. No. 40
10.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected in John Thomas D.L.C. No. 40
9.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected in John Thomas D.L.C. No. 40
Section 3
T. 10 S., R. 1 E., W. M.

Land on which water is to be used is a part of that more explicitly described as follows: Beginning Twenty chains west of the southeast corner of the original Donation Land Claim of John S. Thomas and wife, being Notification No. 5891 and Claim No. 40 in Township No. 10 South Range One East in Section Two and Three Willamette Meridian, thence running west 34 chains; thence north 47 chains and six links; thence east 34 chains; thence south 47 chains and six links to the place of beginning, containing 160 acres, situated in Linn County, Oregon. Saving and excepting all of said land that lies and is situated south of the center of Thomas Creek which runs through said described land. The land included in this conveyance and hereby conveyed lying north of the center of said Thomas Creek and containing one hundred and two acres of land more or less.
Recorded in Linn County Records, Book of Deeds, Vol. 119, Page 361.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this 31st day of July, 1952.

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 14, page 19817