

STATE OF OREGON
COUNTY OF LINN
CERTIFICATE OF WATER RIGHT

This Is to Certify, That BENNIE SILBERNAGEL

of Rt. 1, Box 90, 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 Bilyeu Creek a tributary of Thomas Creek for the purpose of irrigation under Permit No. 22285 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 May 25, 1953.

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 0.52 cubic foot per second,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ as projected within J. Bilyeu DLC #50, Section 9, Township 10 South, Range 1 East, 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:

- 30.6 acres in the SE $\frac{1}{4}$, as projected within J. Bilyeu DLC #50
- 26.8 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within J. Bilyeu DLC #50
- 2.5 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within J. Bilyeu DLC #50

Section 9
Township 10 South, Range 1 East, W.M.

Land on which water is to be used is part of that described as follows:

Beginning at the NE corner of the DLC of John Bilyeu and wife, Claim #50, in T. 10 S., R. 1 E., W.M., running thence S. 40.20 chs.; thence W. 50.00 chs. to the center of a county road; thence northerly following the meanderings of said road and in the center thereof to the W. line of said DLC #50; thence N. along the W. line of DLC #50 to the intersection with the center of the County road as it existed in 1902; thence E. along the center of the county road to E. line of Sec. 9; thence N. along the E. line of Sec. 9 to the N. line of DLC #50; thence E. 10 chs. to place of beginning; EXCEPT that portion deeded to John Sender recorded May 31, 1911 in Book 96, Page 355, Deed Records.

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 25th day of April, 1958.

LEWIS A. STANLEY

State Engineer