

## STATE OF OREGON

COUNTY OF MARION

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That FRANK ETZEL

of Sublimity, , 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 an unnamed creek formed by springs a tributary of North Santiam River for the purpose of irrigation of 29.0 acres under Permit No. 19384 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 April 17, 1950.

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 0.36 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 SE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within W. Brooks DLC #40, Section 3, Township 9 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:

6.8 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$ 

Section 2

6.8 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$ 15.4 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$ 

Section 3

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

All as projected within W. Brooks DLC #40

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

Beginning at an iron pipe at the SW corner of the W. W. Brooks DLC in T. 9 S., R. 1 E., W.M. in Marion County, Oregon; thence N. along the W. boundary of said DLC 24.44 chs. to an iron pipe; thence S. 89° 47' E. 30.68 chs. to an iron pipe; thence S. 0° 3' E. 24.44 chs. to an iron pipe on the S. boundary of said Brooks DLC; thence N. 89° 47' W. 30.70 chs. to the place of beginning.

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 10th day of October , 1958 .

LEWIS A. STANLEY

State Engineer