

STATE OF OREGON  
COUNTY OF POLK  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That** ELLIS H. BREEDEN

of Route 2, Box 195, Dallas, 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 Little Luckiamute River and Fern Creek a tributary of Luckiamute River for the purpose of irrigation of 74.0 acres;

under Permit No. 19648 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 3, 1950 from Little Luckiamute River and June 2, 1950 from Fern Creek,

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 0.93 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 Lot 1 (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ) and SE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within Hart DLC #39, Section 25; Lot 1 (NW $\frac{1}{4}$  NE $\frac{1}{4}$ ), Section 36; Township 8 South, Range 6 West, 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 be still further limited to a diversion of not to exceed 0.93 cubic foot per second, water to be diverted from Fern Creek when available and any deficiency in the available supply in Fern Creek is to be made up by diversion from Little Luckiamute River, providing that the total quantity diverted from both streams shall not exceed one-eightieth cubic foot per second for each acre irrigated,

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:

- 1.8 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within Hart DLC #39
  - 2.6 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within Hart DLC #39
  - 0.6 acres Lot 1 (SE $\frac{1}{4}$  SW $\frac{1}{4}$ )
  - 12.8 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within Hart DLC #39
  - 4.4 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within Hart DLC #39
  - 17.6 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within Hart DLC #39
  - 6.4 acres Lot 1 (SW $\frac{1}{4}$  SE $\frac{1}{4}$ )
  - 11.2 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within Hart DLC #39
  - 3.0 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within Chamberlain DLC #54
- Section 25
- 0.8 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within Chamberlain DLC #54
  - 2.0 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within Hart DLC #39
  - 4.0 acres Lot 1 (NE $\frac{1}{4}$  NE $\frac{1}{4}$ )
  - 6.8 acres Lot 1 (NW $\frac{1}{4}$  NE $\frac{1}{4}$ )

Section 36  
Township 8 South, Range 6 West, W.M.

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 date. FEBRUARY 23 1950

.....LEWIS A. STANLEY.....  
State Engineer