

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

This Is To Certify, That KILLIAN W. SMITH

of 355 Settlemier Ave., Woodburn, 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 Killian Smith Well #3 a tributary of Mill Creek a tributary of Pudding River for the purpose of irrigation & supplemental irrigation of 234.9 acres, under Permit No. Q-248 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 22, 1956.

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 1.0 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 NE $\frac{1}{4}$ NE $\frac{1}{4}$ as projected within Debois DLC 98, Section 13, Township 5 South, Range 2 West, W.M. 2 chs. S. & 0.5 chs. W. from Northerly SE corner DLC 98.

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:

5.1 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$ as projected within G. Leasure DLC 53
13.6 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$ as projected within J. Duchane DLC 64
Section 7
31.4 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within J. Duchane DLC 64
5.4 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within J. Duchane DLC 64
Section 18
Township 5 South, Range 1 West, W.M.
0.6 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ as projected within G. Leasure DLC 78
12.9 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$ as projected within J. Duchane DLC 80
Section 12
16.4 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$ as projected within J. Duchane DLC 80
19.5 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$ as projected within A. Dubois DLC 98
22.7 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$ as projected within A. Dubois DLC 98
3.2 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$ as projected within A. Dubois DLC 98
36.8 acres Lot 2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$)
30.2 acres Lot 1 (SE $\frac{1}{4}$ NE $\frac{1}{4}$)
2.6 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$ as projected within A. Dubois DLC 98
3.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$ as projected within J. Duchane DLC 80
2.4 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within A. Dubois DLC 98
0.7 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within A. Dubois DLC 98

7.7 acres Lot 3 (SE $\frac{1}{4}$ NW $\frac{1}{4}$)
2.2 acres Lot 5 (NE $\frac{1}{4}$ SW $\frac{1}{4}$)
0.2 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$ as projected within J. Duchame DLC 80
8.3 acres Lot 7 (NE $\frac{1}{4}$ SE $\frac{1}{4}$)
10.0 acres Lot 6 (NW $\frac{1}{4}$ SE $\frac{1}{4}$)
Section 13
Township 5 South, Range 2 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 day of July 11 , 1960 .

..... LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 19 , page 27210