

## STATE OF OREGON

COUNTY OF **Linn**

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That **MARVIN I. ELLER**

of **Route 2, Box 411 Sweethome**, 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 **Calapooya River** a tributary of **Willamette River** for the purpose of **irrigation of 28.6 acres**

under Permit No. **21425** 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 23, 1952**

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 **SW $\frac{1}{4}$  SW $\frac{1}{4}$**  as projected within **Robinett DLC 40, Section 9, T. 14 S., R. 1 W., 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:

**9.8 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$**  as projected within **Robinett DLC 40 Section 8**

**7.0 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$**  as projected within **Robinett DLC 40 Section 9**

**5.6 acres NW $\frac{1}{4}$  NW $\frac{1}{4}$**  as projected within **Robinett DLC 40 Section 16**

**6.2 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$**  as projected within **Robinett DLC 40 Section 17**

**T. 14 S., R. 1 W., W.M.**

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

Beginning at the center line of the County Road 48.25 chains North and 25.00 chains West of the southeast corner of the W. Robinett DLC 40 in T. 14 S., R. 1 W., W.M., in Linn County, Oregon, and running thence N. 82° W. 15.00 chains to the Southeast corner of a tract conveyed to Frank M. Bear and recorded on page 83 of Vol. 135 of Deed Records; thence N. along the east line of said Bear tract to the centerline of the Calapooya River as shown in county survey No. 2826, being the south line of a tract conveyed to Minnie V. Riley by deed Vol. 134, Pg. 713; thence up said river to a point due N. of the place of beginning; thence S. 20.75 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 date. MARCH 22 1961

LEWIS A. STANLEY

State Engineer