

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

This Is to Certify, That TOM BENSON

of Route 2, Box 302, Silverton, 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 Brush Creek and reservoir constructed under Application No. R-38380, Permit No. R-3210 a tributary of Silver Creek for the purpose of irrigation of 9.1 acres

under Permit No. 28602 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 January 24, 1963

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 0.11 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 $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Cox DIC 58, Section 4, T. 7 S., R. 1 W., W. M. Diversion point located 1260 feet North and 1710 feet East from the West $\frac{1}{4}$ Corner, Section 4.

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 from direct flow 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 from direct flow and storage from reservoir constructed under Permit No. R-3210

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:

0.6 acre NW $\frac{1}{4}$ NE $\frac{1}{4}$
0.1 acre SW $\frac{1}{4}$ NE $\frac{1}{4}$
6.4 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
2.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
all as projected within Cox DIC 58
Section 4
T. 7 S., R. 1 W., 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. May 24, 1967

.....CHRIS L. WHEELER.....

State Engineer