

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

**This Is to Certify, That** SMITH RIVER LUMBER COMPANY

of Box 42, Drain, 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 stream, Pass Creek, and reservoir constructed under application number R-43741, permit number R-5034 a tributary of Elk Creek for the purpose of mill pond and maintenance of fire suppression system

under Permit No. 32750 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 June 21, 1967

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 0.30 cubic foot per second, being 0.20 cubic foot per second for mill pond and 0.10 cubic foot per second for maintenance of fire suppression system from unnamed stream and reservoir with any deficiency in the available supply from \* 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 $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 4, T. 22 S., R. 5 W., W. M. Diversion points located: 1370 feet South and 2150 feet East; 1970 feet South and 2200 feet East; both from W $\frac{1}{4}$  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 ----- of one cubic foot per second per acre,

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:

Mill Pond NE $\frac{1}{4}$  SW $\frac{1}{4}$   
Fire Protection and Mill Pond SE $\frac{1}{4}$  SW $\frac{1}{4}$   
Fire Protection and Mill Pond SW $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 4  
T. 22 S., R. 5 W., W. M.

\* the unnamed stream and reservoir to be made up by appropriation from Pass Creek provided that the total quantity diverted from all sources shall not exceed 0.30 cubic foot per second.

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 28, 1972

CHRIS L. WHEELER

State Engineer