

## STATE OF OREGON

COUNTY OF POLK

SUPERSEDED  
CERTIFICATE NO. 45808

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That **KENNETH GARDNER**

of **Route 2, Box 185, 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**

a tributary of **Luckiamute River** for the purpose of **irrigation of 192.5 acres**

under Permit No. **31428** 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 **March 15, 1966**

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 **2.06 cubic feet 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 (SE $\frac{1}{4}$  SW $\frac{1}{4}$ ), Section 25, T. 8 S., R. 6 W., W. M., 780 feet South and 1050 feet East from NW Corner, Burns DLC 56.**

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:

4.9 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
 21.9 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
 0.4 acre SW $\frac{1}{4}$  SE $\frac{1}{4}$   
 Section 25  
 4.8 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
 1.6 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
 Section 35  
 12.6 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$   
 40.0 acres NE $\frac{1}{4}$  NW $\frac{1}{4}$   
 26.7 acres NW $\frac{1}{4}$  NW $\frac{1}{4}$   
 39.5 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$   
 22.2 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
 0.2 acre NE $\frac{1}{4}$  SW $\frac{1}{4}$   
 17.7 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$

All lands as projected within Burns DLC 56  
 Section 36

T. 8 S., R. 6 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. **July 5, 1973**

**CHRIS L. WHEELER**

State Engineer