

SUPERSEDED by CERTIFICATE NO. 44890

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

This Is to Certify, That **C. A. TWISS**

97361

of **Route 2, Box 32, Monmouth**, 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 and Luckiamute River** a tributary of **Willamette River** for the purpose of **irrigation of 117.1 acres** under Permit No. **30218** 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 27, 1965**

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 **1.46 cubic feet per second, being 0.29 cubic foot per second from Little Luckiamute River and 1.17 cubic feet per second from Luckiamute River**

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 $\frac{1}{4}$ SE $\frac{1}{4}$** , as projected within **James Smith DLC 56, Section 8; SW $\frac{1}{4}$ SE $\frac{1}{4}$** , as projected within **James Smith DLC 56, Section 17, T. 9 S., R. 5 W., W. M.**, Diversion points located: **630 feet South and 3090 feet West; 4610 feet North and 1830 feet West; both from SE Corner, James Smith 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:

Little Luckiamute River

2.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
As projected within **James Smith DLC 56**
Section 9

16.4 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
As projected within **James Smith DLC 56**
Section 8

0.7 acre NW $\frac{1}{4}$ NW $\frac{1}{4}$
As projected within **James Smith DLC 56**
Section 16

4.1 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
As projected within **James Smith DLC 56**
Section 17
T. 9 S., R. 5 W., W. M.

Luckiamute River

5.5 acres SW $\frac{1}{2}$ NE $\frac{1}{4}$
1.1 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
14.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
14.4 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
10.1 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
38.4 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
10.4 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$

All as projected within James Smith DLC 56.

Section 17

T. 9 S., R. 5 W., W. M.

This certificate is issued to correctly describe the place of use and supersedes certificate of water right heretofore issued to C. A. Twiss and recorded at page 37346, Volume 29, State Record of Water Right Certificates.

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 21 day of November, 1973.

.....
Chris L. Wheeler
State Engineer

Recorded in State Record of Water Right Certificates, Volume 31, page 39601