

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

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

of **Route 2, Box 184, Dallas**, State of **Oregon**, **97338**, 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 (Willamette River)** for the purpose of **irrigation of 116.0 acres**

under Permit No. **31328** 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 **February 11, 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 **1.45 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 **SE $\frac{1}{4}$  SE $\frac{1}{4}$** , as projected within Gardner DLC 42, Section 26, T. 8 S., R. 6 W., W. M., 190 feet South and 1460 feet West from NE Corner, Gardner DLC 42.

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:

<p>2.9 acres SW<math>\frac{1}{4}</math> SE<math>\frac{1}{4}</math> 4.3 acres SE<math>\frac{1}{4}</math> SE<math>\frac{1}{4}</math> Both as projected within Gardner DLC 42 Section 26 32.3 acres NE<math>\frac{1}{4}</math> NE<math>\frac{1}{4}</math> 28.5 acres NW<math>\frac{1}{4}</math> NE<math>\frac{1}{4}</math> 14.4 acres SW<math>\frac{1}{4}</math> NE<math>\frac{1}{4}</math> 28.6 acres SE<math>\frac{1}{4}</math> NE<math>\frac{1}{4}</math> 0.7 acre NE<math>\frac{1}{4}</math> SE<math>\frac{1}{4}</math> All as projected within Gardner DLC 42 Section 35</p>	<p>4.2 acres NW<math>\frac{1}{4}</math> NW<math>\frac{1}{4}</math> 0.1 acre SW<math>\frac{1}{4}</math> NW<math>\frac{1}{4}</math> Both as projected within Gardner DLC 42 Section 36 T. 8 S., R. 6 W., W. M.</p>
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This certificate is issued to properly describe the land irrigated and supersedes certificate of water right heretofore issued to Kenneth Gardner and recorded at page 39286, Volume 31, 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 date. **February 26, 1974**

.....**Chris L. Wheeler**.....

State Engineer

Recorded in State Record of Water Right Certificates, Volume **31**, page **39851**