

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **ESTATE of NEAL MILLER**
c/o Pioneer Trust Company

of 109 Commercial St. NE, P.O. Box 2305, Salem, State of **Oregon** 97308, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of **Champoeg Creek and reservoir constructed under Application number R-43213, Permit number R-5064** a tributary of **Willamette River** for the purpose of **supplemental irrigation of 155.2 acres**

under Permit No. **32874** 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 28, 1968**

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 **SW $\frac{1}{4}$ NE $\frac{1}{4}$** , as projected within **Bower DLC 53, Section 27, T. 4 S., R. 2 W., W. M., 3220 feet South and 1190 feet West from Westerly Internal "L" Corner, Kennedy DLC 49.**

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 number R-5064, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein, and shall be subject to the terms of an agreement between **Arthur McKay, Patrick Johnston, Walter Wilmes and Neal Miller** recorded at page * 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:

13.8 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$	1.3 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
30.8 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$	7.8 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
10.6 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$	33.4 res NE $\frac{1}{4}$ SE $\frac{1}{4}$
23.2 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$	7 res NW $\frac{1}{4}$ SE $\frac{1}{4}$
0.7 acre NW $\frac{1}{4}$ SE $\frac{1}{4}$	0.2 acre SE $\frac{1}{4}$ SE $\frac{1}{4}$
23.2 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$	All as projected within Bower DLC 53
All as projected within Bower DLC 53	Section 27
Section 26	0.1 acre NW $\frac{1}{4}$ NE $\frac{1}{4}$
	As projected within Bower DLC 53
	Section 35
	T. 4 S., R. 2 W., W. M.

* 979, Volume 4, Miscellaneous Records of the State Engineer and by reference made a part hereof,

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.

March 28, 1974

Chris L. Wheeler State Engineer