

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

This Is to Certify, That **Kenneth C. Gardner**

of **Route 2, Box 184, Dallas**, State of **Oregon**, has a right to the use of the waters of a spring for **Tract 1** and three springs for **Tract 2**

a tributary of **Little Luckiamute River (Luckiamute River)** for the purpose of **domestic use of one family (Tract 1) and stock drinking directly from the sources*** and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for **Polk** County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume **17**, at page **217**; that the priority of the right thereby confirmed dates from **1850**

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed **0.005** cubic foot per second for domestic and shall be further limited to the provisions of Finding **No. 61** of said Decree.

The point of diversion is located in the **SW $\frac{1}{2}$ NE $\frac{1}{2}$** as projected within **Gardner DLC 42** Section **35**, T. **8 S.**, R. **6 W.**, W. M.
Spring located: **1540** feet South and **420** feet East from the **N $\frac{1}{2}$** corner, Section **35**.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

Tract 1

SW $\frac{1}{2}$ NE $\frac{1}{2}$
As projected within **Gardner DLC 42**
Section **35**

Tract 2

NW $\frac{1}{2}$ SE $\frac{1}{2}$
SW $\frac{1}{2}$ SE $\frac{1}{2}$
Both as projected within **Gardner DLC 42**
Section **35**
Township **8 South**, Range **6 West**, W. M.

*and is limited not to exceed **30** head (Tract 2)

And said right shall be subject to all other conditions and limitations contained in said decree. 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 **May 17**, 19**74**.

CHRIS L. WHEELER

State Engineer