

## STATE OF OREGON

COUNTY OF BENTON

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That Frank Donald Schwartz**

of 2070 N.W. Dogwood, Corvallis, State of Oregon, has a right to the use of the waters of a spring for Tracts 1 and 2, and Bump Creek for Tract 3

a tributary of Luckiamute River for the purpose of domestic use of one family including the irrigation of 0.5 acre lawn and garden\* 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 1880

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 0.015 cubic foot per second being 0.01 cubic foot per second for domestic and 0.005 cubic foot per second for stock from a spring and shall be further limited to the provisions of Finding No. 61 of said Decree.

The point of diversion is located in the NE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within Gearhart DLC 56, Section 8, T. 10 S., R. 6 W., W.M.  
Spring located: 540 feet North and 690 feet West from Northeast corner Lot 7 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ ).

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

Tract 1

0.2 acre SE $\frac{1}{4}$  NE $\frac{1}{4}$   
Domestic, 0.3 acre NE $\frac{1}{4}$  SE $\frac{1}{4}$   
All as projected within Gearhart DLC 56  
Section 8

Tract 2

SE $\frac{1}{4}$  NE $\frac{1}{4}$   
As projected within Gearhart DLC 56  
Section 8  
Township 10 South, Range 6 West, W. M.

Tract 3

NE $\frac{1}{4}$  NE $\frac{1}{4}$   
SW $\frac{1}{4}$  NE $\frac{1}{4}$   
SE $\frac{1}{4}$  NE $\frac{1}{4}$   
SE $\frac{1}{4}$  NW $\frac{1}{4}$   
All as projected within Gearhart DLC 56  
Section 8  
Township 10 South, Range 6 West, W. M.

\*(Tract 1); stock use (Tract 2); stock drinking directly from Bump Creek and is limited not to exceed 130 head (Tract 3)

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, 1974.

CHRIS L. WHEELER

State Engineer