

Superseded by

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## STATE OF OREGON

COUNTY OF POLK

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That **J. W. AUER**

97361

of **Route 1, Box 232, 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 **Luckiamute River**

a tributary of **Willamette River**  
irrigation of **151.7 acres**

for the purpose of

under Permit No. **34980** 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 **April 30, 1970**

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 **1.90 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 **Simpson DLC 69, Section 17, T. 9 S., R. 5 W., W. M., 560 feet North and 1090 feet West from SE Corner, Section 17.**

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:

5.2 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$	37.9 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
19.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$	15.3 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
Both as projected within Simpson DLC 69	14.5 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
0.3 acre SE $\frac{1}{4}$ SE $\frac{1}{4}$	31.2 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
As projected within Smith DLC 56	All as projected within Simpson DLC 69
Section 17	Section 20
T. 9 S., R. 5 W., W. M.	22.2 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
	6.1 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
	Both as projected within Simpson DLC 69
	Section 21
	T. 9 S., R. 5 W., W. M.

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. **July 24, 1974**

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

State Engineer