

## STATE OF OREGON

COUNTY OF BENTON

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That **CARL F. MULLER**

of **Route 1, Box 25-V, Philomath**, State of **Oregon** **97370**, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of **Marys River, a spring, an unnamed stream, and a reservoir constructed under Application No. R-44249, Permit No. R-5111** a tributary of **Willamette River** for the purpose of **irrigation of 36.8 acres, domestic use for one family, stock, recreation, and fish culture** under Permit No. **33051** 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 **November 13, 1967**

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 **0.484 cubic foot per second, being 0.46 c.f.s. from Marys River for irrigation, 0.002 c.f.s. for stock & 0.01 c.f.s. for domestic from spring, 0.01 c.f.s. for recreation & fish culture, & 0.002 c.f.s. for stock from unnamed stream and reservoir** or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located in the **Spring-NE $\frac{1}{4}$  SW $\frac{1}{4}$ , Stream-SE $\frac{1}{4}$  SW $\frac{1}{4}$** , both as projected within **King DLC 53, Section 20, River-NW $\frac{1}{4}$  NE $\frac{1}{4}$** , as projected within **King DLC 53, Section 29, T. 11 S., R. 6 W., W. M., River-870 feet North and 650 feet West, Spring-2950 feet \***

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:

<u>River</u>	<u>Spring</u>
2.3 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$	Stock & Domestic NE $\frac{1}{4}$ SW $\frac{1}{4}$
As projected within King DLC 53	As projected within King DLC 53
Section 20	Section 20
4.2 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$	T. 11 S., R. 6 W., W. M.
29.6 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$	
0.4 acre SW $\frac{1}{4}$ NE $\frac{1}{4}$	
0.3 acre NE $\frac{1}{4}$ NW $\frac{1}{4}$	
All as projected within King DLC 53	<u>Stream &amp; Reservoir</u>
Section 29	Recreation, Stock, & Fish Culture SE $\frac{1}{4}$ SW $\frac{1}{4}$
T. 11 S., R. 6 W., W. M.	As projected within King DLC 53
	Section 20
	T. 11 S., R. 6 W., W. M.

\* North and 2720 feet West, Stream-1400 feet North and 1970 feet West, all from NW Corner, Pearson DLC 51.

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 13, 1975**

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

State Engineer

Recorded in State Record of Water Right Certificates, Volume **33**, page **41673**