

STATE OF OREGON
COUNTY OF POLK
CERTIFICATE OF WATER RIGHT

This Is to Certify, That GARFIELD L. ROTH

of **Route 1, Box 314, Independence**, State of **Oregon**, **97351**, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of **Rickreall Creek**

a tributary of **Willamette River** for the purpose of **irrigation of 42.6 acres**

under Permit No. **33537** 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 **December 23, 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 **0.53 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 $\frac{1}{4}$ SW $\frac{1}{4}$** , as projected within **McDaniel DLC 48, Section 28, T. 7 S., R. 4 W., W. M., 170 feet North and 4990 feet West from SE Corner, Section 28.**

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:

**6.4 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
10.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
Both as projected within Burch DLC 47
Section 32**

**14.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
12.2 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
Both as projected within McDaniel DLC 48
Section 33
T. 7 S., R. 4 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. **February 13, 1975**

Chris L. Wheeler

State Engineer