

STATE OF OREGON
COUNTY OF **POLK**
CERTIFICATE OF WATER RIGHT

This Is to Certify, That MARX FARMS, INC.

of **Route 1, Box 208 A, Rickreall**, State of **Oregon**, **97371**, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of an unnamed stream and Marx Reservoir No. 2 constructed under Application No. R-43071, Permit No. R-4903 a tributary of **Mad Slough** for the purpose of irrigation of **68.4 acres**

under Permit No. **32181** 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 29, 1966**

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 **0.86 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 **SE $\frac{1}{4}$ SW $\frac{1}{4}$** , as projected within Morgan DLC 56, Section 4, T. 7 S., R. 4 W., W. M., 670 feet South and 780 feet West from NW Corner, McMahon DLC 40.

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 from direct flow 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 from direct flow and storage from reservoir constructed under Permit No. R-4903,

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:

**3.7 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
23.2 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
26.3 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
All as projected within Morgan DLC 56
Section 4**

**10.7 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
4.5 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
Both as projected within Morgan DLC 56
Section 9
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. **January 27, 1976**

James E. Saxton
Water Resources Director ~~XXXXXXXXXX~~
State Engineer