

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

This Is to Certify, That **RON BENTZ**

of Rt. 1 Box 107, Scio, State of Oregon, 97374, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Bilyeu and Bermeister Creeks

a tributary of Thomas Creek for the purpose of irrigation of 26.2 acres

under Permit No. 20010 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 20, 1950 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 0.24 cubic foot per second, being 0.12 c.f.s. from each stream

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17, T. 10 S., R. 1 E., W. M., 390 feet South and 740 feet West from the NE $\frac{1}{4}$ Corner of 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:

26.2 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 8
T. 10 S., R. 1 E., W. M.

This certificate is issued to confirm a change in place of use as approved by an order of the State Engineer entered December 17, 1973 as well as to describe that portion of the water right confirmed by the prior certificate recorded at Page 27143, Volume 19, State Record of Water Right Certificates, NOT modified by the provisions of the same order approving transfer application No. 2838.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described, and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. November 23, 1976

James E. Saxson
Water Resources Director