

STATE OF OREGON

COUNTY OF

POLK

CERTIFICATE OF WATER RIGHT

This Is to Certify, That C. A. THISS

of Rt. 2, Box 32, Monmouth, State of Oregon, 97361, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Luckiamute and Little Luckiamute Rivers

a tributary of Willamette River for the purpose of irrigation of 115.8 acres

under Permit No. 34380 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 May 12, 1969 for 0.47 c.f.s., August 1, 1969 for 0.27 c.f.s. from Luckiamute * 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 1.45 cubic feet per second, being 0.74 c.f.s. from Luckiamute River and 0.71 c.f.s. from Little Luckiamute River

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ as projected within James Smith DLC 5C, Section 16, SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within James Smith DLC 56, Section 17, SE $\frac{1}{4}$ SE $\frac{1}{4}$ as projected within James Smith DLC 56, Section 8, T. 9 S., R. 5 W., W. M., Luckiamute River: 3720 feet South and 460 feet East, 4870 feet South and 1600 feet West, Little Luckiamute River: 460 feet North and 550 feet West, all from ** 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:

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Luckiamute River

6.1 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$

24.3 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$

0.3 acre NW $\frac{1}{4}$ SW $\frac{1}{4}$

All as projected within Smith DLC 56

Section 16

14.9 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$

12.5 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$

0.9 acre SE $\frac{1}{4}$ NW $\frac{1}{4}$

0.2 acre NE $\frac{1}{4}$ SE $\frac{1}{4}$

0.2 acre NW $\frac{1}{4}$ SE $\frac{1}{4}$

All as projected within Smith DLC 56

Section 17

T. 9 S., R. 5 W., W. M.

Little Luckiamute River

0.1 acre SW $\frac{1}{4}$ SW $\frac{1}{4}$

As projected within Smith DLC 56

Section 9

18.4 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$

3.7 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$

As projected within Smith DLC 56

Section 16

19.9 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$

14.3 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$

Both as projected within Smith DLC 56

Section 17

T. 9 S., R. 5 W., W. M.

* River; May 12, 1969 for 0.71 c.f.s. from Little Luckiamute River.

** the SW Corner, Lot 5 (SE $\frac{1}{4}$ SE $\frac{1}{4}$), Section 8.

This certificate describes that portion of the water right confirmed by prior certificate 39691, NOT modified by the provisions of an order entered on August 3, 1977, approving transfer application No. 3550.

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. October 17, 1977

James E. Sexson

Water Resources Director