

## STATE OF OREGON

COUNTY OF

MARION

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** RALPH HERR

of Rt. 2, Box 278, Silverton, State of Oregon, 97381, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of a well

a tributary of Pudding River for the purpose of irrigation of 96.9 acres

under Permit No. G-5436 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 July 12, 1971

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 0.67 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 NE $\frac{1}{4}$  NW $\frac{1}{4}$ , as projected within Smith DLC 61, Section 13, T. 7 S., R. 2 W., W. M., 1120 feet South and 1010 feet West from the NE Corner, Smith DLC 61

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:

6.3 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
 10.7 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
 Both as projected within Smith DLC 61  
 Section 12  
 34.4 acres NE $\frac{1}{4}$  NW $\frac{1}{4}$   
 26.2 acres NW $\frac{1}{4}$  NW $\frac{1}{4}$   
 6.8 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$   
 12.5 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
 All as projected within Smith DLC 61  
 Section 13  
 T. 7 S., R. 2 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, 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. January 31, 1978

James E. Sexson

Water Resources Director