

STATE OF OREGON

COUNTY OF

POLK

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

FRANK P. WIENS

of Rt. 2, Box 198, Dallas, State of Oregon, 97338, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of a spring

a tributary of Fern Creek for the purpose of domestic use for one family and operation of prune drier

under Permit No. 23639 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 31, 1955

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 0.01 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 NW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Hart DLC 38, Section 30, T. 8 S., R. 5 W., W. M., 1280 feet South and 1100 feet East from the NW Corner, Section 30

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 ----- of one cubic foot per second per acre,

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:

Domestic & Prune Drier NW $\frac{1}{4}$ NW $\frac{1}{4}$
As projected within Hart DLC 38
Section 30
T. 8 S., R. 5 W., W. M.
Prune Drier NE $\frac{1}{4}$ NE $\frac{1}{4}$
As projected within Hart DLC 39
Section 25
T. 8 S., R. 6 W., W. M.

This certificate is issued to supersede certificate of water right recorded on page 28474, Volume 20, State Record of Water Right Certificates, so as to correctly describe the point of diversion. 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. June 9, 1978.

 DEPUTY
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 38, page 45806.