

STATE OF OREGON

COUNTY OF

BENTON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That EARL FRANKLIN & WILLIAM FRANKLIN

of S.W. U.S. Highway 99 W., Corvallis, State of Oregon, 97330, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of two wells

a tributary of Long Tom River for the purpose of irrigation of 32.5 acres

under Permit No. G-4766 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 December 12, 1969

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 0.41 cubic foot per second, being 0.17 c.f.s from Well No. 1 and 0.24 c.f.s from Well No. 4

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 $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, both as projected within Criss DLC 69, Section 3, T. 14 S., R. 5 W., W. M. No. 1-1070 feet South and 1160 feet West from the NE Corner, Criss DLC 63, T. 13 S., R. 5 W., W. M.; No. 4-800 feet North and 1210 feet West from the SE Corner, Criss DLC 69, T. 14 S., R. 5 W., W. M.

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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Well No. 1
8.2 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
5.5 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 3

Well No. 4
8.8 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
10.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 3

All as projected within Criss DLC 69
T. 14 S., R. 5 W., W. M.


This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 42178, Volume 34, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on January 5, 1976, approving transfer application No. 3223, and is issued to confirm the change in point of diversion approved by the same order and supersedes certificate 42178.

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.

WITNESS the signature of the Water Resources Director, affixed

this date. July 7, 1978


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 38 , page 45990