STATE OF OREGON

COUNTY OF

MARION

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

ANDREW SMITH

of 6461 Howell Praire Rd., N.E., 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 irrigation of 122.0 acres

for the purpose of

under Permit No. G-5426 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 June 11, 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 1.53 cubic feet 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_4^1 , NW_4^1 , as projected within W. Simmons DLC 76, Section 36, T. 6 S., R. 2 W., W. M., 100 feet South and 960 feet East from the NW Corner, Section 36

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:

SEE NEXT PAGE

35.4 acres SW\(\frac{1}{4}\) SW\(\frac{1}{4}\)
34.3 acres SE\(\frac{1}{4}\) SW\(\frac{1}{4}\)
Both as projected within W. Simmons DLC 76
Section 25

8.0 acres SE¼ SE¼ As projected within W. Simmons DLC 76 Section 26

13.0 acres NE½ NW¼
As projected within W. Simmons DLC 76
18.5 acres NE½ NW½
4.1 acres NW¼ NW¾
Both as projected within A. Simmons DLC 40
7.9 acres NW¼ NW¼
As projected within W. Simmons DLC 76
0.8 acre SE¼ NW¼
As projected within A. Simmons DLC 40
Section 36
T. 6 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.

WITNESS the signature of the Water Resources Director, affixed

this date.

August 10, 1978

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume

38 , page

46222