STATE OF OREGON

COUNTY OF BENTON

CERTIFICATE OF WATER RIGHT

This Is to Certify, *That* WILBUR W. MALTBY

of 11700 S.W. Butner Rd., No. 327, Portland, *State of* Oregon, 97225 *, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of* Alsea River

a tributary of Pacific Ocean *for the purpose of* irrigation of 35.4 acres

under Permit No. 14896 *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 1, 1941

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 0.44 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 SE¼ SE¼, Section 8, T. 14 S., R. 8 W., W. M., 2010 feet South and 560 feet West from the E¼ Corner, Section 8

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 2½ 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:

17.2 acres NE¼ SE¼
18.2 acres SE¼ SE¼
Section 8
T. 14 S., R. 8 W., W. M.

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered May 16, 1969 and together with certificate of water right recorded on Page 46539, Volume 39, State Record of Water Right Certificates supersedes certificate of water right recorded on Page 17079, Volume 14, State Record of Water Right Certificates.

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. September 29, 1978

James E. Sexton
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 39 *, page* 46540