

## STATE OF OREGON

COUNTY OF

MARION

## CERTIFICATE OF WATER RIGHT

**This Is to Certify,** *That* DARYL E. OTJEN

of 3737 74th Ave. SE, Salem, State of Oregon 97301, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of an unnamed stream and reservoir constructed under Permit R-1486

a tributary of Pudding River for the purpose of irrigation of 4.95 acres and fire protection

under Permit No. 22167 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 March 3, 1953 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 0.06 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 E 1/2 NE 1/4 NE 1/4, Section 10, T8S, R2W, WM; 1080 feet South and 250 feet West from NE Corner Section 10.

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 from direct flow and shall be further limited to a diversion of not to exceed 2 1/2 acre-feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit R-1486

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:

3.60 acres and fire protection NE 1/4 NE 1/4  
1.35 acres SE 1/4 NE 1/4  
Section 10  
Township 8 South, Range 2 West, WM

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Land on which water is to be used is part of that described as follows:

Beginning at a point which is 2706.8 feet North 0 degrees 14 minutes East and 1032.65 feet North 89 degrees 40 minutes East from SE Corner of the Abram Olinger DLC 57 in Township 8 South, Range 2 West, WM., Marion County, Oregon, said point of beginning being on the North line of a certain tract of land conveyed to F.G. Huston by deed recorded April 30, 1947 in Volume 368, page 462, deed records for said County and State; thence North 89 degrees 40 minutes East along the North line of the said Huston tract, and along said line extended Easterly 1073.31 feet to the center of a County road, thence North 1 degree 03 minutes West along the center of the said County road 808.15 feet to an iron rod; thence North 88 degrees 58 minutes West 1055.29 feet; thence South 0 degrees 14 minutes West 833.23 feet to the point of beginning.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 23950, Volume 17, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on November 1, 1983, approving Transfer Application 5359.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

*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 minimum flows established by the Water Policy Review Board with an effective date prior to this right.*

*WITNESS the signature of the Water Resources Director, affixed*

*this date.* April 19, 1984

.....William H. Young.....  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 46 , page 51991