

STATE OF OREGON

COUNTY OF

LINN

CERTIFICATE OF WATER RIGHT

This is to certify, That ALVIN L. FENN

of 3585 NE Dunlap Avenue, Albany, State of Oregon 97321, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Burkhart Creek

a tributary of Willamette River for the purpose of irrigation of 0.6 acre

under Permit No. 42920 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 February 9, 1978 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 1/4 NE 1/4, as projected within R. Houston DLC 38, Section 4, T11S, R3W, WM; 850 feet South and 180 feet East from the North Quarter Corner, Section 4.

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 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:

0.6 acre NW 1/4 NE 1/4 as projected within R. Houston DLC 38 Section 4 Township 11 South, Range 3 West, WM

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 Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. March 10, 1986

...../s/William H. Young..... Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 49, page 53876