

STATE OF OREGON

COUNTY OF

LINN

CERTIFICATE OF WATER RIGHT

This is to certify, That LYLE CALDWELL

of 33263 Tennessee Rd., Lebanon, State of OR 97355, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Marks Slough

a tributary of South Santiam River for the purpose of irrigation of 70.0 acres

under Permit No. 44200 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 30, 1979 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 0.88 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 SE 1/4, as projected within Marks DLC 44, Section 2, T12S, R2W, WM; 500 feet South and 500 feet East from the SE corner of Gore DLC 38.

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:

12.1 acres SW 1/4 NE 1/4
 6.1 acres SE 1/4 NE 1/4
 18.2 acres NE 1/4 SE 1/4
 26.3 acres NW 1/4 SE 1/4
 1.6 acres SW 1/4 SE 1/4
 5.7 acres SE 1/4 SE 1/4
 All as projected within Marks DLC 44
 Section 2
 Township 12 South, Range 2 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. June 27, 1986

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 50, page 54636

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