

STATE OF OREGON

COUNTY OF

MARION

CERTIFICATE OF WATER RIGHT

This is to certify, That DAVID H. BARNHARDT

of 35960 N. Santiam Hwy., Gates, State of OR 97346, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Niagara Creek

a tributary of North Santiam River for the purpose of domestic for one family and irrigation of 3.3 acres

under Permit No. 43311 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 21, 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 0.045 cubic foot per second; being 0.005 cfs for domestic and 0.04 cfs for irrigation

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 SW 1/4, Section 28, T9S, R4E, WM; 30 feet South and 150 feet East from W 1/4 corner Section 28.

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 2.5 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:

domestic and 3.3 acres NE 1/4 SE 1/4 Section 29 Township 9 South, Range 4 East, 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. November 21, 1986

/s/ William H. Young Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 50, page 55195

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