

STATE OF OREGON  
COUNTY OF MARION  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LEROY AND EILEEN FERY  
P.O. BOX 206  
MARION, OREGON 97359

confirms the right to use the waters of MARION CREEK, a tributary of the NORTH SANTIAM RIVER, for IRRIGATION OF 21.2 ACRES AND SUPPLEMENTAL IRRIGATION OF 1.2 ACRES.

This right was perfected under Permit S-20857. The date of priority is AUGUST 31, 1951. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.26 CUBIC FOOT PER SECOND for IRRIGATION and 0.02 CUBIC FOOT PER SECOND for SUPPLEMENTAL IRRIGATION or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within PICKARD DLC 58, SECTION 28, T. 9S., R.2W., W.M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

SE $\frac{1}{4}$ SW $\frac{1}{4}$	3.2	ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	14.4	ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	1.2	ACRES (SUPPLEMENTAL IRRIGATION)
as projected within PICKARD DLC 58		
SECTION 28		
NE $\frac{1}{4}$ NW $\frac{1}{4}$	3.0	ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	0.6	ACRES
as projected within PICKARD DLC 58		
SECTION 33		
TOWNSHIP 9 SOUTH, RANGE 2 WEST, W.M.		

This certificate is issued to confirm a change in use from irrigation to supplemental irrigation, approved by an order of the Water Resources Director entered on November 7, 1995, and recorded in Special Order Volume 49, page 424. This certificate supersedes the certificate recorded at page 23050, Volume 16, State Record of Water Right Certificates.

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 above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in said permit.

WITNESS the signature of the Water Resources Director,  
affixed November 1, 1995.

  
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Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 68674.  
HB3111.AS