

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

A. V. GILBERT
5074 MOUNTAIN FIR STREET
SWEETHOME, OREGON 97386

confirms the right to use the waters of HAMILTON CREEK, a tributary of SOUTH SANTIAM RIVER, for IRRIGATION OF 44.5 ACRES.

This right was perfected under Permit 19473. The date of priority is APRIL 25, 1950. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.556 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the points of diversion from the source.

The points of diversion are located as follows:

SE 1/4 NE 1/4, SECTION 25, TOWNSHIP 12 SOUTH, RANGE 1 WEST, W.M.;
NE 1/4 SW 1/4 AND NW 1/4 SW 1/4, SECTION 30, TOWNSHIP 12 SOUTH,
RANGE 1 EAST, 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 per acre 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:

SW 1/4 NE 1/4	0.2 ACRE
SE 1/4 NE 1/4	9.4 ACRES
NE 1/4 SE 1/4	2.4 ACRES
NW 1/4 SE 1/4	0.7 ACRE

SECTION 25
TOWNSHIP 12 SOUTH, RANGE 1 WEST, W.M.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

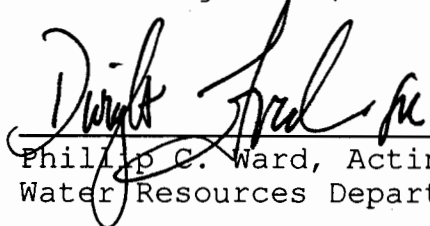
LOT 3 (SW 1/4 NW 1/4) 18.4 ACRES
LOT 4 (NW 1/4 SW 1/4) 13.4 ACRES
SECTION 30
TOWNSHIP 12 SOUTH, RANGE 1 EAST, W.M.

This certificate is issued to describe the right modified by an order of the Water Resources Director entered DECEMBER 6, 2001, and together with Certificate 80865, supersedes Certificate 19899, 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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued August 25, 2004.


Phillip C. Ward, Acting Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 80864.

T-8545ARR.SB