

STATE OF OREGON

WATER DIVISION NO. 1

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

(For rights perfected under original, enlargement or secondary permits)

This is to Certify, That The J. F. LUSE COMPANY

of Sutherlin, State of Oregon, has made proof to the satisfaction of the STATE WATER BOARD of Oregon, of a right to the use of the waters of Bank's Creek, and Smith Canyon Creek, tributary of Calapooia River

for the purpose of the irrigation of 243.75 acres and domestic use from Bank's Creek, and the irrigation of 392.75 acres and domestic use from Smith Canyon Creek, under Permit No. 553 and

under Enlargement Permit No. E-89, of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon and duly confirmed by order of the STATE WATER BOARD of Oregon, made and entered

of record in the Record of Proceedings of said Board, at Salem, in Volume 1

at page 191, on the 1st day of September, 1915; that the priority of / Creek water and from January 12, 1911 for Smith Canyon Creek water; the right hereby confirmed dates from March 30, 1911 for Bank's; 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 3.30 cubic feet per second, from Bank's Creek and 1.00 cu. ft. per sec. from Smith Canyon Creek, or the equivalent in case of rotation.

A description of the lands under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows: Bank's Creek: 31.75 acres in SW 1/4 SW 1/4 Sec. 13; 40 acres in SE 1/4 SE 1/4; 31.7 acres in SW 1/4 SE 1/4; 27 acres in SE 1/4 SW 1/4; 6.7 acres in SW 1/4 SW 1/4; 36 acres in NW 1/4 SW 1/4; 33 acres in NE 1/4 SW 1/4; Sec. 14: 20.6 acres in SE 1/4 SE 1/4; 17 acres in NE 1/4 SE 1/4; Sec. 15, all in Township 25 South, Range 5 West of W.M.: Smith Canyon Creek: 19.6 acres in NW 1/4 NE 1/4; 40 acres in NE 1/4 NE 1/4; 6.7 acres in SW 1/4 NE 1/4; 39 acres in SE 1/4 NE 1/4; 11 acres in NE 1/4 SE 1/4; 1.4 acres in NE 1/4 NW 1/4; 1 acre in NW 1/4 NW 1/4; Sec. 23: 0.7 acres in NW 1/4 SW 1/4; 3.9 acres in SW 1/4 NW 1/4; 39.4 acres in NW 1/4 NW 1/4; 30 acres in NE 1/4 NW 1/4; 35.7 acres in NW 1/4 NE 1/4; 2.3 acres in SW 1/4 NE 1/4; 22.9 acres in SE 1/4 NE 1/4; 40 acres in NE 1/4 NE 1/4; Sec. 24: 8.25 acres in SW 1/4 SW 1/4; 40 acres in SE 1/4 SW 1/4; 39.2 acres in SW 1/4 SE 1/4; 11.7 acres in SE 1/4 SE 1/4; Sec. 13, all in Township 25 South, Range 5 West of Willamette Meridian, in Douglas County, Oregon. The use for irrigation purposes shall not exceed one-eightieth of one cu. ft. per sec. for each acre irrigated, and shall conform to any reasonable rotation system ordered by the proper State Officer.

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described.

Rights to the use of water for power purposes are limited to a period of forty years from the date of priority of the right, as herein set forth, subject to a preference right of renewal under the laws existing at the date of the expiration of the right for power purposes, as hereby confirmed and limited.

Part of lands under Permit 1524 authorized cancelled see Affidavits in App # 1315 - Jan. 1920 also see App. 1192

Witness the seal and signature of the STATE

WATER BOARD affixed this 12th day of November, 1915.

STATE WATER BOARD

(SEAL OF STATE WATER BOARD)

By JOHN H. LEWIS State Engineer, President

Attest: M. F. MERS Secretary