

## STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT <sup>(5207)</sup>

Superseded by

Part No. 4477 + 47316

Sp. Or. V. 29, 191  
(5207)

This Is to Certify, That C. C. HEPLER

of Route 1, Hubbard, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Reservoir constructed under Application No. R-19438, Permit No. R-769, and Unnamed Stream, a tributary of Pudding River for the purpose of Irrigation and Operation of Ram, being 0.2 c.f.s. for operation of ram and 0.04 c.f.s. for under Permit No. 15037 of the State Engineer, and that said right to the use of said waters irrigation, has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from August 1, 1941

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 0.24 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 SE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 35, SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 36, Township 4 South, Range 1 West, T. 4.

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 $\frac{1}{2}$  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:

0.5 acre in the SE $\frac{1}{4}$  NE $\frac{1}{4}$  as projected on Jarius Bonney D.L.C. No. 53,  
Section 35,  
and ram in the SE $\frac{1}{4}$  NE $\frac{1}{4}$  as projected on Jarius Bonney D.L.C. No. 53, Section 35,  
2.5 acres in the SW $\frac{1}{4}$  NW $\frac{1}{4}$  as projected on Jarius Bonney D.L.C. No. 53,  
Section 36,  
T. 4 S., R. 1 W., W. M.

Land on which water is to be used is a part of the property more explicitly described by appropriator as follows:

Commencing at the Southwest corner of the land owned by the Mennonite Church in the subdivision of the land of Truman L. Bonney and L. Tennessee Bonney, his wife, in Marion County, Oregon; thence West 16 links more or less to Yoder's land; thence North 7.50 chains; thence North 2 $^{\circ}$  16' East 10.60 chains; thence East 8.52 chains; thence South 5.34 chains to a cedar stump 30 inches in diameter; thence East 5.50 chains; thence South 30 $^{\circ}$  30' West 6.87 chains; thence West 10.48 chains; thence South 5.35 chains to the place of beginning;

Also, Beginning at a point two (2) Rods East and Seventy (70) Rods South of the North East corner of the Donation Land Claim of Augustus A. Dimick and Laura Ann Dimick its being designated as Notification #318 and Claim #64, and being part of Sections 34 & 35, in Township 4 South, Range 1 West of the Willamette Meridian; thence North one hundred (100) rods; thence East forty (40) rods; thence South One hundred (100) rods; thence West forty (40) rods to the place of beginning;

Also, Beginning at the Southeast corner of Lot No. 6 of the subdivision of the land of T. L. Bonney; thence North  $14^{\circ} 23'$  East 5.72 chains; thence North  $39^{\circ} 20'$  East 2.85 chains; thence South  $70^{\circ} 30'$  East 12.00 chains; thence South  $2^{\circ} 16'$  West 2.80 chains; thence West 13.87 chains to the place of beginning;

All of said above described tracts being situated in Sections 35 and 36, in Township 4 South, Range 1 West of the Willamette Meridian, in Marion County, State of Oregon.

Beginning at the N.E. corner of Lot No. 9 of the subdivision of Truman L. Bonney's land in Marion County, Oregon; thence East 3.48 chains; thence S.  $30^{\circ} 30'$  W. 3.95 chains; thence South 2.97 chains; thence West 1.47 chains; thence North 5.35 chains to the place of beginning, containing 1.04 acres, and being Lot No. 10 of the subdivision of the land of Truman L. Bonney in Marion County, Oregon.

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

WITNESS the signature of the State Engineer, affixed

this 31st day of March, 1984.

CHAS. E. STRICKLIN

State Engineer