

STATE OF OREGON  
COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

**This Is to Certify,** That DEAN HELMS

of Dallas, 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 North Fork Ash Creek, a tributary of Ash Creek, a tributary of Willamette River for the purpose of Irrigation under Permit No. 13764 of the State Engineer, 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 May 23, 1939

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 0.06 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 NE $\frac{1}{4}$  NE $\frac{1}{4}$  on D.L.C. 37, Section 5, Township 8 South, Range 5 West, W. M.

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 authority.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

2.6 acres in the NE $\frac{1}{4}$  NE $\frac{1}{4}$  as projected on D.L.C. 37  
2.2 acres in the NW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected on D.L.C. 37  
Section 5  
T. 8 S., R. 5 W., W. M.

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

Beginning at a point 554 feet West of the Southeast corner of the Donation Land Claim of Isaac Levens and wife, Nat. No. 1963 Claim No. 57 in Township 8 South, Range 5 West of the Willamette Meridian, in Polk County, Oregon; said point being 101 feet West of the West line of the right of way of the Salem, Falls City and Western Railroad Company (Now S.P.R.R.); thence West on South line of D.L.C. 506 feet; thence North 14.75 chains; thence East 1.39 chains; thence North 10.50 chains to the Northwest corner of a tract of land conveyed by M. B. Young and wife to J. M. Card, found recorded on page 47 of volume 52 Deed Records of Polk County Oregon; thence East 60 feet; thence South 60.5 feet; thence West 6 feet; thence South 70 feet; thence East 150 feet; thence South 296.52 feet; thence East 394.24 feet to the Northwest corner of a tract of land deeded by J. M. Card to the Willamette Valley Lumber Company, by deed recorded in volume 84, page 313; thence South 330 feet; thence South 72° East 67 feet to a point 100 feet West of the West line of said Railroad right of way; thence South 17° 57' West on a line 100 feet distant from and parallel to said West line of said right of way 911 feet to the place of beginning.

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

WITNESS the signature of the State Engineer, affixed

this 15th day of May, 19 47.

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CHAS. E. STRICKLIN  
State Engineer

Recorded in State Record of Water Right Certificates, Volume 12, page 15089