

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

This Is to Certify, That JOHN J. ROBERTS & CO.

of Salem, 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 Willamette River, a tributary of _____, for the purpose of Irrigation under Permit No. 14874 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 April 18, 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 3.87 cubic feet 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 NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 31, Township 7 South, Range 3 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 officer.

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

1.6 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ as projected on D.L.C. 74
10.7 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ as projected on D.L.C. 74
0.4 acre in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ as projected on D.L.C. 74
3.0 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ as projected on D.L.C. 74
29.7 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ as projected on D.L.C. 74
37.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ as projected on D.L.C. 74
27.1 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ as projected on D.L.C. 74
39.0 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ as projected on D.L.C. 74
35.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ as projected on D.L.C. 74

Section 31

11.5 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ as projected on D.L.C. 74
15.3 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ as projected on D.L.C. 74

Section 32

T. 7 S., R. 3 W., W. M.

4.0 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ as projected on D.L.C. 47

Section 5

2.0 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ as projected on D.L.C. 47
39.0 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ as projected on D.L.C. 47
7.8 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ as projected on D.L.C. 47
40.0 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ as projected on D.L.C. 47
3.2 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ as projected on D.L.C. 47
3.0 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ as projected on D.L.C. 47

Section 6

T. 8 S., R. 3 W., W. M.

thence South 3.50 chains; thence West one (1) chain, to the place of beginning, containing 0.35 of an acre.

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 15th day of May, 19 47

CHAS. E. STRICKLIN

State Engineer

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

Beginning at the Southwest corner of James M. Townsend and wife Donation Land Claim No. 47 in T. 8 S., R. 3 W. and No. 74 in T. 7 S., R. 3 W. of the Willamette Meridian, Marion County, State of Oregon, and running thence North 78.36 chains to the Northwest corner of said James M. Townsend and wife's Claim; thence East 9.80 chains; thence North 51° East 22.37 chains; thence North 82° 15' East 14.57 chains along the South line of what is known as Renco land sold out of the said Claim; thence South 79.53 chains to the center of the road leading from Salem to Leabo's Ferry; thence South 43° 30' West along said road 20.49 chains; thence West 27.53 chains to the place of beginning, containing 349.74 acres of land more or less.

Lots numbered Twenty (20), Twenty-one (21), Twenty-two (22), Twenty-three (23), Twenty-four (24), Twenty-five (25), and parts of lots Twenty-six (26) and Twenty-seven (27), situated in the Ball's Subdivision of land situated in the J. M. Townsend Donation Land Claim in Townships 7 and 8 South, Range 3 West of Willamette Meridian, in Marion County, Oregon, more particularly described as follows, to-wit:

Beginning at the Northwest corner of said lot 27; running thence southerly along the west boundary line of said lot 27, 110 feet; thence easterly following the meandering lines of a certain creek running through said lots to a point on the east boundary line of lot 26, 140 feet south of the northeast corner of said lot 26; thence northerly along the east boundary line of lot 26, 140 feet to the northeast corner thereof; thence westerly along the north boundary lines of lots 26 and 27, 369 6/10 feet to the northwest corner of lot 27, the place of beginning.

Save and except from the above described premises, lands described in Volume 113 of Deeds, on page 536, of Marion County Oregon Records.

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 28, 29, 30, 31, 32, 33 and 34 in The Ball Subdivision of land situate in the James M. Townsend Donation Land Claim, in Townships 7 and 8 South, Range 3 West of the Willamette Meridian, in Marion County, containing 174 acres, more or less.

Excepting however, so much of said lot 12 in said Ball Subdivision which is not included in said James M. Townsend Donation Land Claim;

Also excepting that tract of land conveyed by W. J. Ball and Palmyre Ball, husband and wife, to the Oregon Electric Railway Company, a corporation, by Warranty Deed, recorded September 5, 1911, in Book 119, at page 83, of the Record of Deeds of said County;

Also excepting that tract of land conveyed by W. J. Ball and Palmyre Ball, husband and wife, and by R. C. Blackwell and Alma J. Blackwell, husband and wife, to the Oregon Electric Railway Company, by Warranty Deed, which is recorded September 5, 1911, in Book 119, at page 87, of the Record of Deeds of said County;

Also excepting that tract of land conveyed by W. J. Ball and Palmyre Ball, husband and wife, to Oregon Electric Railway Company, by Warranty Deed recorded October 2, 1911, in Book 119, at page 202, of the record of Deeds of said County, reference to which said deeds so recorded is expressly made for more particular description;

Also excepting the following-described premises: Beginning at the Southwest corner of said Lot Thirty-four (34) of said The Ball Subdivision; North along the West line of Lots Thirty-three (33) and Thirty-four (34) in said subdivision, 14.34 chains to the middle of the County Road; thence Easterly along the center of the County Road, 7.198 chains; thence South, parallel with the east line of Lot thirty-two (32) in said subdivision, 19.95 chains to the South line of said lot Thirty-four (34); thence West along the south line of Lot Thirty-four (34) 4.51 chains to the place of beginning, and being all of Lot Thirty-three (33), and a part of Lots Thirty-two (32) and Thirty-four (34) of said Ball Subdivision, containing 7.732 acres of land.

Also excepting the following-described premises: Two-seventh (2/7) of the flow of a spring situate upon the parcel of land hereinafter described, together with the right to appropriate the same to the sole and exclusive use of the above-described 7.732 acres of land, and also together with the right of ingress and egress to and from said 0.35 acre, and the right, privilege and easement of installing, maintaining and operating a pipe line from said spring upon a convenient course to serve and supply water to said 7.732 acres of land, as an appurtenance thereto; said 0.35 acre tract being more particularly described as follows, to-wit: Beginning at a point which is 4.51 chains East and 3.80 chains North from the Southwest corner of Lot Thirty-four (34) in said Ball Subdivision; thence North 3.50 chains; thence East one (1) chain;