

STATE OF OREGON
COUNTY OF POLK
CERTIFICATE OF WATER RIGHT

This Is to Certify, That GEO. E. MAC GINITIE

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 Teal Creek a tributary of Luckiamute River for the purpose of Irrigation and Supplemental Irrigation under Permit No. 13414 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 September 29, 1938 for 0.38 c.f.s. and November 10, 1938 for 0.10 c.f.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 0.48 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 $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27, Township 8 South, Range 6 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; provided further that the amount of water allowed herein, together with the amount secured under any other right existing for the same lands shall not exceed the limitation allowed herein,

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:

IRRIGATION

10.7 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected on D. L. C. 46
12.4 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected on D. L. C. 46
5.8 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected on D. L. C. 46
Section 27,
T. 8 S., R. 6 W., W. M.

SUPPLEMENTAL IRRIGATION

6.4 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected on D. L. C. 46
1.0 acre in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected on D. L. C. 46
2.0 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected on D. L. C. 46
Section 27
T. 8 S., R. 6 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 thirteen and thirty-three one-hundredths (13.33) chains East and thirty-eight and one-half (38 $\frac{1}{2}$) rods North from the Southwest corner of Adam Brown's Donation Land Claim, Notification Number 3158, Claim Number 46, Township eight (8) South, Range six (6) West of the Willamette Meridian, in Polk County, Oregon, at an iron pipe twenty-four (24) inches long, one (1) inch in diameter, driven twenty-four (24) inches in the ground in the center of the County Road from Falls City to McTimmonds Valley from which a fir twelve (12) inches in diameter bears South forty-seven (47) degrees thirty-five (35) minutes one hundred forty-one (141) links distant, C. S. B. T. a fir ten (10) inches in diameter bears South seventy-nine (79) degrees thirty (30) minutes West ninety-three (93) links distant C. S. B. T. thence North twenty-three and

thirty-three one-hundredths (23.33) chains set an iron rod fourteen (14) inches long and one (1) inch in diameter driven fourteen inches (14) in the ground for Northeast corner from which a slash sixteen (16) inches in diameter bears North fifteen (15) degrees fifteen (15) minutes West one hundred forty-one (141) links distant marked C. S. B. T. an oak three (3) inches in diameter bears North sixty-five (65) degrees ten (10) minutes West one hundred thirty-one (131) links distant marked C. S. B. T. thence West eleven and seventy-nine one-hundredths (11.79) chains to the Northwest corner to an iron fourteen (14) inches long one (1) inch in diameter fourteen (14) inches in the ground from which a vine maple five (5) inches in diameter bears South seventy-nine (79) degrees thirty (30) minutes East fifty-three (53) links distant marked C. S. B. T. an elder eight (8) inches in diameter bears South eighty-four (84) degrees West thirty-two (32) links distant marked C. S. B. T. thence South twenty and sixty-seven one-hundredths (20.67) chains to center of County road from Falls City to McTimmonds Valley and set an oak post marked C's, thence South seventy-eight (78) degrees East twelve and nine one-hundredths (12.09) chains to the place of beginning, containing twenty-five and ninety-four one-hundredths (25.94) acres, more or less. Excepting from the operation of this deed a strip twelve (12) feet wide along the West side of said premises. ALSO the Water Right described and conveyed by the State Water Board to said Edward E. Lee in Certificate of Water Right, dated November 2, 1916, and recorded in Volume 1 of Book of Water Right Certificate of said Polk County at page 2 thereof on November 6, 1916.

Beginning at a set post which is South 35.55 chains and East 14.82 chains from the Southwest corner of the Frederick Waynair Donation Land Claim in township 8 South Range 6 West of the Willamette Meridian. Thence South 11.10 chains; Thence East 11.606 chains; Thence North 11.10 chains; Thence West 11.606 chains to the place of beginning, containing 12.88 acres more or less, all in Polk County, State of 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 15th day of March, 1948.

CHAS. E. STRICKLIN

State Engineer