

STATE OF OREGON
COUNTY OF CLACKAMAS
CERTIFICATE OF WATER RIGHT

This Is to Certify, That MRS. W. M. DEANE

of Route 12, Box 949, Milwaukie, 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 Minthorn Creek a tributary of Mt. Scott Creek for the purpose of Irrigation and Trout Ponds under Permit No. 12714 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 June 22, 1937

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 0.155 cubic foot per second, being 0.005 c.f.s. for irrigation and 0.15 c.f.s. for trout ponds,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$), Section 5, Township 2 South, Range 2 East, 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 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:

0.3 acre in Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)
Trout ponds in Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)
Section 5,
T. 2 S., R. 2 E., W. M.

Land on which water is to be used is a part of the property more explicitly described by appropriator as follows: Being a part of Sections 5 and 6, Township 2 South, Range 2 East of the Willamette Meridian, bounded and described as follows, to-wit: Beginning at an iron pipe driven on the right bank of the Kellogg Creek in Section 5, Township 2 South Range 2 East of the Willamette Meridian, which point is 606.87 feet South and 62.16 feet East of a basalt stone monument set at the intersection of the North boundary of section 5, Township and range with the east boundary of the John D. Garrett D.L.C.; thence running North 65 degrees 16' West parallel to the Oregon and California Railroad a distance of 131.8 feet to an iron pipe; thence North 44 degrees 58' West 288.80 feet to an iron pipe driven in the center of the Foster Road; thence tracing the center of the Foster Road North 63 degrees 22' East 124.10 feet to an iron pipe driven at an angle point in said road; thence tracing the center of said road North 82 degrees 50' East 384.2 feet to an iron bolt driven at a point 14 feet Southwesterly measured at right angles to the Southwesterly side line of the Oregon and California Railroad right of way; thence South 65 degrees 16' East parallel to the Southwesterly line of the Oregon and California Railroad right of way 368.65 feet to an iron pipe; thence South 24 degrees 44' West 40.0 feet to a point in the center of Kellogg Creek from which point an iron pipe driven on the right bank of said Creek bears

North 24 degrees 44' East 13.00 feet distance; thence following the meanders of the center of Kellogg Creek down stream to a point that is South 65 degrees 16' East 18.2 feet distant from the place of beginning; thence North 65 degrees 16' West 18.20 feet to the place of beginning; EXCEPT that portion thereof conveyed by deed from Horance P. Maddison and wife to Lee H. Gordon and wife, recorded October 28, 1942, in Book 299, page 635, Deed Records, Clackamas 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 15th day of July, 19 48.

CHAS. E. STRICKLIN

State Engineer