

STATE OF OREGON

Superseded by 36710
Art. No. 36711

COUNTY OF POLK

Trs. Sp. Or. Vol. 15, p. 426-A
ch. pl. of use - V-30

CERTIFICATE OF WATER RIGHT

This Is to Certify, That FRANK H. WALL

of Route 1, Box 49 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 Rickreall Creek a tributary of Willamette River for the purpose of irrigation under Permit No. 13071 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 11, 1938

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 0.09 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 $\frac{1}{4}$, Section 34, Township 7 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 officer.

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

- 3.3 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected on David Grant D.L.C. 65
 - 3.4 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected on David Grant D.L.C. 65
- Section 34,
T. 7 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 in the center of the public County road leading from Dallas to Independence 15 chains and 47 links West and 28 chains and 50 links North from the Southeast Corner of the North Half of the Donation Land Claim of David Grant and wife, Notification No. 1951 in Section thirty-four, Township Seven South, Range Five, West of the Willamette Meridian, and running thence North 5 chains and 50 links, thence East 1 chain and 84 links, thence North 23 chains and 50 links, thence West 8 chains and 84 links, thence South 29 chains, to the center of the said County Road, and thence East, along the center of said Road, 7 chains to the place of beginning, containing 24.62 acres, more or less, lying in the County of Polk, and 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 July, 19 48

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 13, page 15387