

Superseded by

Cert. No.

39240

STATE OF OREGON

COUNTY OF WASHINGTON

Trs. Sp. Or. V. 17, p. 493

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Superseded by

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CERTIFICATE OF WATER RIGHT

This Is to Certify, That E. A. ROETER

of Star Route, Forest Grove, 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 Gales Creek, a tributary of Tualatin River, for the purpose of irrigation under Permit No. 13583 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 10, 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 1.22 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 SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected on Henry Buxton D.L.C. No. 45, Section 35, Township 1 North, Range 4 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:

0.3 acre in SW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected on D.L.C. No. 45,
 13.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected on D.L.C. No. 45,
 6.3 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected on D.L.C. No. 45,
 5.8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected on D.L.C. No. 45,
 32.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected on D.L.C. No. 45,
 31.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected on D.L.C. No. 45,
 9.1 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected on D.L.C. No. 45,

Section 35,
 Township 1 North, Range 4 West, W. M.

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

Beginning at a point on the W. Line of the Henry Buxton, Jr. D. L. C. in T. 1 N. R. 4 W. of the Will. Mer. in Washington County, Oregon, 2.49 chains North of the S. W. corner of said claim, running thence N. 6 deg. W. on the W. line of said claim 39.83 chs. to the S. W. corner of that certain tract of 1.86 acres conveyed by Austin T. Buxton and wife to H. T. Buxton by deed recorded in Book 63 of Deed Records of Washington County, Oregon, at page 90; thence N. 42 deg. 45' E. 8.24 chs. to a stone; thence N. 29 deg. 45' E. 13.30 chas. to a stone; thence N. 74 deg. W. 6.83 chs. to a stone; thence N. 22.5533 chs. more or less to the N. boundary of said Buxton D. L. C. #45; thence S. 75 deg. 45' E. 17.25 chs. more or less to the N. W. corner of 31 acre tract bequeathed by the will of Henry Buxton Jr. to Jacob Sigel Buxton and known as tract "D" in said will; thence S. parallel with the Eastern boundary of said claim to the center of the county road, leading from Forest Grove up Gales Creek valley; thence easterly with the center line of said road to the East boundary of said D. L. C. #45; thence S. 52.83 chs. more or less,

to the S. E. corner of said D. L. C. #45; thence W. on the S. line of said claim to the middle channel of Gales Creek where the same crosses the said S. line; thence following the middle channel of said Gales Creek with all the meanderings thereof in a North westerly course 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 described.

WITNESS the signature of the State Engineer, affixed

this 30th day of June , 19 49

CHAS. E. STRICKLIN

State Engineer