

STATE OF OREGON
 COUNTY OF CLACKAMAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That JOHN H. BESSON

of 102 1/2 S. W. Sixth Ave., Portland 4, 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 an unnamed stream a tributary of Clackamas River for the purpose of irrigation and domestic under Permit No. 14615 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 13, 1940

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 0.05 cubic foot per second, being 0.0445 c.f.s. for irrigation and 0.0055 c.f.s. for domestic

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 (NE 1/4 NE 21) and Lot 3 (NW 1/4 NE 21), Section 21, Township 2 South, Range 3 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 1/2 acre feet per acre for each acre irrigated during any one irrigation season from April 1st to October 1st of each year and shall be still further limited to a total diversion of not to exceed 0.05 c.f.s. and to the terms and conditions of the Final Decree in the Circuit Court of the State of Oregon for the County of Clackamas in the matter of John H. Besson and Helen S. Besson, husband and wife, Plaintiffs, vs. Elbert W. Eastman, Defendant, dated August 15, 1947, 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:

4.3 acres and domestic in Lot 4 (NE 1/4 NE 21)
 2.8 acres and domestic in Lot 3 (NW 1/4 NE 21)
 Section 21
 T. 2 S., R. 3 E., W. M.

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

EXHIBIT A

Commencing at a point 19 chains South of the quarter section corner between Sections 16 and 21, Township 2 South, Range 3 East of the Willamette Meridian, in center of County Road on North and South centerline of Section 21, (an iron pipe 30 feet North of road center). Running thence North 79 degrees East, 2.65 chains; thence South 85 degrees and 35 minutes East, 2.77 chains; thence North 58 degrees East, 3 chains; thence South 32 degrees and 20 minutes East (25 feet to an iron pipe) 4.88 chains to an iron pipe at foot of hill; thence South 73 degrees East, 4.12 chains; thence East 11.3 chains to a point on the shore of Clackamas River and beginning point of the land herein described. Running thence from said beginning point West 740.8 feet to a point (iron pipe); thence North 73 degrees and no minutes West, 271.92 feet to a point (iron pipe); thence North 32 degrees and 20 minutes West 322.08 feet to centerline of Market Road #7, Clackamas County, Oregon; thence along centerline of Market Road #7, North 57 degrees and 37 minutes East, 508.88 feet to a point; thence leaving road and running South 86 degrees and 19 minutes East, 536 feet to an iron pipe; thence South 79 degrees and 10 minutes East, 518.2 feet to an iron pipe, and continuing South 79 degrees and 10 minutes East, 160 feet more or less to low water mark of Clackamas River; thence following low water mark down stream to place of beginning, containing 17.16 acres, more or less, in the County of Clackamas and State of Oregon.

EXHIBIT B

Being a part of Section 21, T. 2, S. R. 3, E. of the WM, Clackamas County, Oregon, bounded and described as follows to-wit:

Beginning at a point in the center of Market Road No. 7, Clackamas County, Oregon, at the Northwest corner of that certain 17.16 acre tract of land conveyed to John H. and Helen S. Besson by deed recorded in Book 222, at page 510, Record of deeds of Clackamas County, Oregon, which point is South 19.00 chains distant and N. 79°00' E. 2.65 chains distant and S. 85°35' E. 2.77 chains distant and N. 58° 00' E. 3.00 chains distant and N. 57°37' E. 508.88 feet distant from the $\frac{1}{4}$ Section corner between Sections 16 and 21, T. 2, S. R. 3, E. of the WM-; Running thence S. 86°19' E. 536.00 feet to an iron pipe; thence S. 79°10' E. 678.20 feet to a point in the right bank of the Clackamas River at low water stage from which point an iron pipe driven on the right bank of said river bears N. 79°10' W. 160 feet distant; thence following the meanders of the right bank of said river up stream the course of which is N. 28° 20' E. 87.90 feet more or less to a point from which an iron pipe driven on the right bank of said river bears N. 80° 46' W. 175.00 feet distant; thence N. 80°46' W. 661.00 feet to an iron pipe driven on the South side of a 20 inch fir tree; thence S. 87°55' W. 590.64 feet to the place of beginning. Containing 1.48 acres more or less,

All the following property situated in the Sec. 21, Twp. 2 S., R 3 E W M County of Clackamas and State of Oregon, bounded and described as follows to-wit:

Commencing at a point 19 chains South of the quarter section corner between Sections 16 and 21 of Twp. 2 S. R. 3 E of the Willamette Meridian in center of County Road on North and South center line of Section 21 (an iron pipe 30 feet North of road center); running thence N. 79 degrees E. 2.65 chains; thence S. 85 degrees 35' E. 2.77 chains; thence N. 58 degrees E. 3 chains; thence S. 32 degrees 20' East (25 feet to an iron pipe) 4.88 chains to an iron pipe at foot of hill - Said pipe marking the initial point of the boundary of the tract here in described; Thence S 60 degrees E. 575.9 feet to an iron pipe two inches in diameter and five feet long set three feet in the ground, thence N. 60 degrees E. 480 feet more or less to an intersection with the Southerly boundary of a tract of land conveyed to said John H. Besson and Helen S. Besson by Artisans Life Association by deed dated April 16, 1934 and rec orded on Page 510 in Book 222, Record of Deeds of Clackamas County. Thence following the Southerly boundary of said last mentioned tract, West 740.8' to an iron pipe. Thence N 73 degrees West 271.92 feet to the initial point of the boundary of the tract herein conveyed containing two and one-half (2 $\frac{1}{2}$) acres more or less.

CLACKAMAS COUNTY RECORD OF DEEDS - BOOK 280 PAGE 250, DATED April 23, 1941. - Earl Boyd Yeoman and Loredo B. Yeoman of Portland and Mathel Gramblet and Edwin Gramblet of Tacoma. Beginning at the one quarter corner on the North side of Section 21 T. 2 S. R. 3 E. W. M.; thence South along the North and South one quarter line through the above section 21, a distance of 1254.0 feet to the center of Market Road Number 7 in Clackamas County Oregon, thence N 79 degrees 00' E 174.9 feet; thence S 85 degrees 35' E 182.82 feet; thence N 58 degrees 00' E 198.0 feet; thence S 32 degrees 20' E 25.0 feet to an iron pipe at the true point of beginning of the tract herein described; thence continuing S 32 degrees 20' E 297.08 feet to an iron pipe at the foot of a hill; thence S 60 degrees 00' E 575.9 feet to a two inch by sixty inch iron pipe three feet in the ground, thence down stream along the right bank of the Clackamas river 915 feet more or less to a point; thence N. 16 degrees 19' W. 896.6 feet more or less to a one half inch pipe ten feet from the South edge of the pavement in Market Road Number 7; thence N. 75 degrees 23' 30" E 364.45 feet to the true point of beginning, containing 11.7 acres more or less; subject however to the rights of the public in and to, over and across said Market Road No. 7.

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