

STATE OF OREGON  
COUNTY OF CLACKAMAS  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That** CHARLES SMITH

of 16444 S. E. Ormae Road, Milwaukie,<sup>22</sup> 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 unnamed springs a tributary of Kellogg Creek for the purpose of domestic for one family and irrigation under Permit No. 16349 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 May 26, 1945

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 4.2 gallons per minute

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 8, 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 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:

0.4 acre and domestic in SW $\frac{1}{4}$  SW $\frac{1}{4}$ ,  
Section 8,  
T. 2 S., R. 2 E., W. M.

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

A parcel of land, approximately two and one half (2 $\frac{1}{2}$ ) acres more or less, known as Tract L4 in an acreage subdivision in Clackamas County, Oregon, being a part of a tract subdivision beginning at the most northerly corner of the James McNary Claim #38, and more particularly described as follows:

A part of the James McNary D.L.C. #38 in T. 2 S., R. 2, E of the W.M. described as follows to-wit: Beginning at an iron pipe which is located S. 44° 10' E., 1316.25 feet and S 44° 57' E. 658.61 feet and S. 46° .05' W, 995.20 feet from the most northerly corner of said D.L.C.—Thence continue S. 46° .05' W. 323.8 feet to a point in the center of the county road, thence S. 44° 55' E. 329.305 feet thence N 45° 51' E. 323.8 feet thence N 44° 55' W 329.305 feet to the place of beginning:—Containing two and one-half acres more or less, except a strip of land twenty feet of width along the entire southwesterly boundary of the above described tract conveyed to Clackamas County for public road purposes.

*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