

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

**This Is to Certify, That** OTTO F. JOHNSON

of Dundee, 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 Hess Creek a tributary of Willamette River for the purpose of irrigation under Permit No. 15506 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 3, 1943

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 0.033 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 Lot 5 (NW $\frac{1}{4}$  SW $\frac{1}{4}$ ), Section 35, Township 3 South, Range 3 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:

2.6 acres in Lot 5 (NW $\frac{1}{4}$  SW $\frac{1}{4}$ )  
Section 35  
T. 3 S., R. 3 W., W. M.

Land on which water is to be used is a part of the property more explicitly described by the appropriator as follows: Being a part of the Donation Land Claim of Daniel Hess, Notification No. 2928, in Township Three South of Range Three West of the Willamette Meridian, in Yamhill County, State of Oregon, and being a part of Lot No. 12 of the partition of said Donation Land Claim made between the heirs and widow of Daniel Hess, deceased, assigned to Letitia C. Hess, in the partition suit in the Circuit Court of Yamhill County, State of Oregon, wherein Samuel S. Hess was Plaintiff and Phebe C. Hess and others were Defendants, wherein the final decree of partition was made on the 9th day of April, 1912, and said Lot No. 12 having been set off in said decree to Letitia C. Hess, and the land hereby conveyed being described as follows, to-wit: Commencing at the extreme Southeast corner of said Lot No. 12, so assigned to said Letitia C. Hess, and running thence North 26' East on line of said Lot Twelve most of the way Sixty (60) rods; thence West parallel with the South line of said Lot No. 12, Forty (40) rods; thence South parallel with the East line of this tract and said Lot No. 12, Sixty (60) rods to the South line of said Lot No. 12, at a point Forty (40) rods West of beginning, and thence East on South line of said Lot 12 to the place of beginning, containing 15 acres of land, more or less.

Also: Being a part of Lot Six of Section Thirty-five, in Township Three South of Range Three West of the Willamette Meridian, in Yamhill County, Oregon, and the part of said Lot Six herein conveyed being particularly described as follows, to-wit: Commencing at the Northeast corner of said Lot Six of said Section 35, and running thence West along the North line thereof Forty rods; thence South 66 feet to the

South line of said Lot Six, and thence East Forty rods to the Southeast corner of said Lot Six, and thence North 66 feet to the place of beginning, containing one acre.

*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 December , 19 49 .

.....CHAS. E. STRICKLIN.....  
State Engineer

Recorded in State Record of Water Right Certificates, Volume 13 , page 16695