

STATE OF OREGON
COUNTY OF LINN
CERTIFICATE OF WATER RIGHT

This Is to Certify, That FRANK HERRITT AND CLARA HERRITT

of Crawfordsville, _____, 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 Calapooia River a tributary of Willamette River _____ for the purpose of irrigation under Permit No. 33 _____ of the State Engineer, and that said right to the use of said waters has been performed in accordance with the laws of Oregon; that the priority of the right hereby confirmed date _____, January 3, 1945

that the amount of water 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 0.13 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 $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected on Miles Carey D.L.C. No. 41, Section 16, Township 14 South, Range 1 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 the NE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected on Miles Carey D.L.C. No. 41
10.1 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected on Miles Carey D.L.C. No. 41
Section 16

T. 14 S., R. 1 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: Commencing at the Northeast corner of the Southeast quarter of Section 16, in Tp. 14, South of Range 1 West of the Willamette Meridian, Oregon, and running from thence North 20.00 chains; thence West 10.00 chains; thence North 1.25 chains, more or less, to the center of the main channel of the Calapooia River; thence in a Northwesterly direction down the middle of the main channel of said river to where the same intersects the North line of said Section; thence West 11.20 chains, more or less, to the Northwest corner of the Donation Land Claim of Miles Cary and wife, Not. No. 2720, Claim No. 41, in said Township and Range; thence South 4.50 chains, and thence South 54 degrees East 60.20 chains, to beginning, and containing 58.35 acres, more or less, in Linn County, State of Oregon.

SAVE AND EXCEPT therefrom 10.74 acres, more or less, deeded to John Lowe and Laura Lowe, his wife, dated August 11, 1926, and recorded September 24, 1926, at Page 638, Book 130, of the Deed Records for Linn County, Oregon.

Also SAVE AND EXCEPT therefrom ten acres, more or less, described as follows: Beginning at a point which is 10 chains West and 18.75 chains South and North 65 degrees 30' West 8.85 chains distant from the Northeast corner of Section 16, in Township 14 South of Range 1 West of the Willamette Meridian, in Linn County, Oregon, and thence from said point thus obtained North 27 and 3/4ths degrees West 5.81 chains; thence North 19 degrees East 4.69 chains; thence North 57 $\frac{1}{2}$ degrees West 4.31 chains; thence South 58 degrees West 3.09 chains; thence South 38 degrees West 4.71 chains; thence North 83 and 3/4ths degrees West 6.09 chains; thence South 11 and 3/4ths degrees West 5.54 chains; thence with a line running South 54 degrees East 4.41 chains,

more or less, to the intersection of said line with the center of the present main channel of the Calapocia River; thence up the center of the present main channel of said river to the place of beginning (the course of said present main channel from said intersection being substantially as follows: North 51° 15' East to a point North 65° 30' West of the place of beginning, and thence South 65° 30' East to the place of beginning), containing 10 acres more or less, in Linn County, 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 30th day of December, 19 49 .

..... CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 14, page 16744