

## STATE OF OREGON

COUNTY OF BENTON

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** R. E. SCOTT

of Philomath, 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 Marys River a tributary of Willamette River for the purpose of irrigation under Permit No. 16222 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 February 20, 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 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 NW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected on William Matzgers D.L.C. No. 50, Section 11, Township 12 South, Range 6 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:

3.7 acres in the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , as projected on William Matzgers D.L.C. No. 50  
6.8 acres in the NW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected on William Matzgers D.L.C. No. 50  
Section 11

T. 12 S., R. 6 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: Beginning at a point in the center of the Wagon Road leading from Philomath, Oregon, to the Alsea Valley, Oregon, said point being 49 rods west from the east line of the Donation Land Claim of William Matzger and wife, it being Claim number 50 in Township 12 South of Range 6 West of the Willamette Meridian in Benton County, State of Oregon, and running thence South from said point parallel with the East line of said D.L.C. No. 50 to the center of the channel of Marys River, thence westerly up stream following the center of the channel of said River with its meanderings to the center of the said Philomath and Alsea Wagon road, thence following the center of said road in a northeasterly direction to the intersection of said Philomath-Alsea road with the wagon road leading to Wren, thence easterly along the center of said Philomath and Alsea road to the place of beginning, containing 20 acres, more or less. Also: Beginning on the South line of the County Road (now Corvallis-Newport Highway) leading west from Philomath where the East line of said Claim No. 50 intersects the same, thence Westerly along the said south line of said road 12.25 chains, thence South 18.00 chains to the middle of the channel of Marys River, thence following down the center of said stream with its meanderings to the east line of said Claim No. 50, thence North 14.50 chains to place of beginning, containing 19.00 acres more or less, in Benton County, Oregon; EXCEPTING therefrom those portions thereof deeded to Benton County, Oregon, by deeds recorded Book 76, page 448, and Book 77, page 588, Deed Records of Benton 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, 1949.

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 14, page 16753