

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

**This Is to Certify, That** T. W. McDONALD

of Route 2, Box 222, Newberg, 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

Spring Brook, a tributary of Willamette River, for the purpose of

irrigation under Permit No. 16533 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 August 22, 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 0.102 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 SW $\frac{1}{4}$  NW $\frac{1}{4}$ , as projected on Sebastian Brutscher D.L.C. No. 51, Section 15, Township 3 South, Range 2 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:

- 4.8 acres in the SW $\frac{1}{4}$  NW $\frac{1}{4}$ , as projected on Sebastian Brutscher D.L.C. No. 51
- 3.0 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , as projected on Sebastian Brutscher D.L.C. No. 51  
Section 15
- 0.4 acre in the SE $\frac{1}{4}$  NE $\frac{1}{4}$ , as projected on Sebastian Brutscher D.L.C. No. 51  
Section 16

T. 3 S., R. 2 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: A part of the Donation Land Claim of Sebastian Brutscher and wife, Notification No. 1470, Claim No. 51, in Township 3, South of Range 2 West of the Willamette Meridian, in Yamhill County, State of Oregon, and said part being described as follows: Commencing 5.00 chains South from the Northeast corner of said Donation Land Claim; running thence South 12° 45' West (Var. 20° 50' East) 23.59 chains to stake at South West corner of the lands formerly owned by G. W. Bell; thence West variation 21° East 12.94 2/3 chains to stake; thence North (variation 20° 45' East) on West boundary 18.00 chains to stake; thence East 6.66 2/3 chains to stake; thence North 3.00 chains to the South West corner of lands owned by Philander Gard; thence North 80° 15' East 11.67 chains to iron pin and place of beginning, containing 31.30 acres. Save and except from the above described premises the land heretofore sold to Philander Gard, said parcel lying North of the wagon road known as the road leading from Newberg to Portland. Also the following described land; Beginning at a point 72.12 chains North 65° 30' East of that certain division stone set in the center of the County road at a point 38.78 chains North of the South West corner of the Brutscher Donation Land Claim and running thence North 9.90 chains to North line of said D.L.C.: thence East along said North line 6.56 chains; thence South 9.94 chains to the center of the County road; thence North 88° 30' West 6.60 chains to the place of beginning, containing 6.54 acres of land, more or less.

*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 January, 19 50.*

*CHAS. E. STRICKLIN  
State Engineer*

*Recorded in State Record of Water Right Certificates, Volume 14, page 16779*