

STATE OF OREGON
COUNTY OF POLK
CERTIFICATE OF WATER RIGHT

This Is to Certify, That CARL BARNARD

of Route #2, Dallas, 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 Teal Creek and unnamed spring tributary a tributary of Little Luckiamute River for the purpose of irrigation and domestic use for one family, under Permit No. 15975 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 September 13, 1944

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 0.055 cubic foot per second, being 0.01 cubic foot per second from unnamed spring tributary for domestic and 0.045 cubic foot per second from Teal Creek for irrigation,

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 26 and NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 34, as projected on Adam Brown D.L.C. No. 46, Township 8 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:

3.6 acres and domestic in SW $\frac{1}{4}$ SW $\frac{1}{4}$, as projected on Adam Brown D.L.C. No. 46
Section 26
T. 8 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: Two certain tracts or parcels of land, situated lying and being in the Donation Land Claim of Adam Brown and Sarah Brown, husband and wife, Not. No. 5158, Claim No. 46, in Sec. 26 and 35, in Tp 8 S. R. 6 West of the Willamette Meridian, and bounded and described as follows to-wit: Beginning at the S. E. Corner of the said D.L.C. and running thence North along the east line of said Claim 43.05 chains; thence West on a line parallel with the south line of said claim, 8.73- $\frac{1}{2}$ chains; to a stake; thence south 43.05 chains to a stake on the south line of said claim 8.45- $\frac{1}{2}$ chains West from the South-east corner of said claim; thence East on the South line of said claim to the place of beginning, containing 37 acres more or less. Also beginning at the North-west corner of the Donation Land Claim of Isaac Smith Not. No. 5278, Claim No. 43, in Sections 26 and 35, in said above named township and range, and running thence West 8.80 chains; thence South 8.74 chains; thence East 8.73 chains; thence North 25 minutes East 8.84 chains to the place of beginning, containing 7.66 acres more or less; there being in all 44.66 acres more or less; all in Polk County, State of 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 January, 1950.

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 14, page 16894