

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

This Is to Certify, That M. B. THOMAS

of 785 Ratcliff Drive, Salem, 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 Clark Creek a tributary of Willamette River for the purpose of irrigation under Permit No. 17180 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 1, 1946

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 0.026 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 $\frac{1}{4}$ NE $\frac{1}{4}$, as projected on Fabritus R. Smith D.L.C. No. 40, Section 3, Township 8 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:

2.1 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected on Fabritus E. Smith D.L.C. No. 40
Section 3
T. 8 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: Beginning at a point in the North line of the East Half of Lot Five of Smith's Fruit Farms in Marion County, Oregon, which point is 190 feet East of the Northwest Corner of said East Half, thence East along said North Line 264 feet, thence South parallel with the East Line of said Lot Five to the South Line of Lot Twenty-four, thence West along the said South Line of Lot Twenty-four and Lot Five 264 feet, thence North to the place of beginning, as is shown by the plat of said Fruit Farms recorded and of record in the office of the County Recorder of Marion 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 January, 1950.

..... CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 14, page 16950