

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

**This Is to Certify, That WILLIAM MULLER**

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 Labare Creek a tributary of Marys River for the purpose of Irrigation under Permit No. 14995 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 June 21, 1941

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 0.05 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 $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected on Nahum King D.L.C. No. 53, Sec. 20, T. 11 S., R. 6 W., 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  $\frac{1}{80}$ th 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 in the NE $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected on Nahum King D.L.C. No. 53  
Section 20
- 0.4 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , as projected on Nahum King D.L.C. No. 53  
Section 21  
T. 11 S., R. 6 W., W.M.

Property on which water is to be used is a part of that more explicitly described by appropriator as follows:

All of the Donation Land Claim of George P. Wrenn and wife, it being Claim No. 54, Township 11 South of Range 6 West of Willamette Meridian lying West of the County Road leading from Matagar's Mill to Kings Valley and North of Marys River.

All of the Donation Land Claim of Nahum King and wife, it being Claim No. 53, Township 11 South of Range 6 West of Willamette Meridian, and containing 641.50 acres.

All of the Donation Land Claim of James Edelman and wife, it being Claim No. 56, Township 11 South of Range 6 West of Willamette Meridian and containing 160 acres, excepting therefrom the following, to-wit: All that part of said claim lying South of the County Road and being in the Southeast corner of said claim, containing 3 acres, more or less.

Also Lot 2 in Section 29, Township 11 South, Range 6 West of the Willamette Meridian, containing 13.63 acres.

All the above described property being in Benton County, Oregon.

Excepting therefrom the following described tract conveyed to Ray H. Farris and Loretta H. Farris by the Travelers Insurance Company under date of June 20, 1939:

Beginning at the intersection of the center line of County Road #2 (Old Kings Valley Road) with the tangent of County Road #469 extending easterly to intersect same, which point is 15.26 chains South and 38.51 chains East of the Quarter Section corner between Sections 20 and 21, Township 11 South, Range 6 West of the Willamette

Meridian, in Benton County, Oregon; and running thence North 17° 10' East along the center line of said road #2, 5.73 chains to a 1 1/2" shaft, thence South 77° 56' West 23.16 chains to a 1 1/4" pipe, thence South 12° 03' East 15.531 chains to a 1/2" pipe, thence North 77° 57' East 3.34 chains to the center of the channel of Marys River which point is .534 of a chain North 77° 57' East of a 5/8" iron rod, thence with the meanderings down the center of said channel, North 27° East 2.093 chains, North 35° East 2.70 chains, North 50° East 3.00 chains, North 56° East 4.00 chains, North 64° East 5.00 chains and North 71° East 1.60 chains to the center of said road #2, thence along the center line of said road North 2° 24' West 1.626 chains and North 17° 10' East 1.339 chains to the place of beginning, containing 23.05 acres, more or less.

Also excepting from the above the following described tract:

PARCEL #1. A parcel of land lying in the East Half (E 1/2) of the Northwest Quarter (NW 1/4) and in the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of Section 21, Township 11 South, Range 6 West, W. M., Benton County, Oregon, and being a portion of the following described property: That tract of land which was conveyed by that certain deed to Travelers Insurance Company recorded in Book 88, Page 47 of Benton County Record of Deeds. The said parcel being all that portion of the foregoing described property included in a strip of land of variable width, on each side of the center line of the King's Valley Highway as said highway has been relocated over and across or adjacent to the said property; the location of the said strip of land (in so far as it encroaches upon said property) being determined by the said center line from Station 434+20 to Station 456+59 which portion of center line is described as follows:

Beginning at a point which is Engineer's center line Station 434+20 opposite and 40 feet distant from which point the Westerly line of the said strip of land intersects the North line of said Section 21; said point being 60 feet North and 810 feet West of the North Quarter corner of said Section 21; thence on a spiral curve left (the long chord of which bears South 28° 55' 30" East 164.4 feet) a distance of 164.4 feet; thence South 29° 31' East a distance of 60.3 feet; thence on a spiral curve right (the long chord of which spiral bears South 28° 11' 30" East 399.92 feet) a distance of 400.0 feet; thence on a 2864.79 foot radius curve right (the long chord of which curve bears South 25° 01' 30" East 50.0 feet) a distance of 50.0 feet; thence on a spiral curve right (the long chord of which spiral bears South 21° 51' 30" East 399.92 feet) a distance of 400.0 feet; thence South 20° 31' 30" East a distance of 409.0 feet; thence on a spiral curve right (the long chord of which spiral bears South 18° 37' 30" East 754.90 feet) a distance of 755.24 feet to Station 456+59, opposite and 40 feet distant from which Station the Westerly line of said strip of land intersects the Southerly line of said property.

The widths in feet of the strip of land above referred to are as follows:

Station to Station	Total Width	Width on Westerly Side of Center Line	Width on Easterly Side of Center Line
434+20 437+00	100'	40'	60'
437+00 456+59	80'	40'	40'

The parcel of land to which this description applies contains 2.76 acres of which 1.68 acres lie within the existing right of way, and 1.08 acre lie outside of the existing right of way.

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 31st day of March, 190

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 11, page 17158