

STATE OF OREGON
COUNTY OF LANE
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **TIM JONES**

of Route 1, Junction City, 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 Bear Creek a tributary of Long Tom River for the purpose of irrigation under Permit No. 16057 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 November 2, 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 1.43 cubic feet 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 $SW\frac{1}{4}NW\frac{1}{4}$ & $NW\frac{1}{4}SW\frac{1}{4}$, as projected on John R. Kirkland D.L.C. #54, Section 3, Township 16 South, Range 5 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 2½ 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:

22.0 acres in $NE\frac{1}{4}NE\frac{1}{4}$
31.8 acres in $SE\frac{1}{4}NE\frac{1}{4}$, as projected on John R. Kirkland D.L.C. #54
20.4 acres in $NE\frac{1}{4}SE\frac{1}{4}$, as projected on John R. Kirkland D.L.C. #54
Section 4;

17.0 acres in $SW\frac{1}{4}NW\frac{1}{4}$, as projected on John R. Kirkland D.L.C. #54
22.8 acres in $NW\frac{1}{4}SW\frac{1}{4}$, as projected on John R. Kirkland D.L.C. #54
Section 3;

Township 16 South, Range 5 West, W.M.

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

Beginning at the Southeast corner of the John R. Kirkland Donation Land Claim No. 54, Notification No. 5341 in Section Three of Township Sixteen South of Range Five West of the Willamette Meridian; thence Westerly along the South line of said claim 525.83 feet, more or less, to a point where the Easterly line of the Portland, Eugene and Eastern Railway Company's right of way intersects the South line of said claim; thence following the East line of said right of way North $3^{\circ} 52'$ West and 50 feet distant from the center of said right of way a distance of 496.15 feet; thence south $85^{\circ} 08'$ West a distance of 20 feet; thence North $3^{\circ} 52'$ West and 30 feet distant from the center line of said right of way to a point 85 rods South $3^{\circ} 52'$ East from the point of intersection of the East line of said right of way with the North line of said Donation Land Claim No. 54, said Township and Range; thence South $82^{\circ} 48'$ East to the East line of said Donation Land Claim No. 54; thence South along the East line of said Donation Land Claim to the place of beginning.

Also, beginning at the most Northerly Northwest corner of said Claim No. 54, Township

Sixteen South of Range Five West of the Willamette Meridian; thence East along the North line of said Claim No. 54, 92 feet, more or less, to the West line of the Portland, Eugene and Eastern Railway Company's right of way; thence South 3° 52' East and 30 feet distant from the center line of said right of way, 3511.1 feet; thence South 86° 08' West 20 feet; thence South 3° 52' East and 50 feet distant from the center line of said Railway, 487.85 feet to the South line of said Claim No. 54; thence West along the South line of said Claim No. 54 to the Southeast corner of a tract of land conveyed by George Arehart to Thos. H. McGhee by deed recorded on page 367 of Book 39 of the deed records of Lane County, Oregon; thence North 1° West along line of said McGhee tract 61.44 chains to the North line of Section Four in said Township and range; thence East along said Section line 16.54 chains to the Northeast corner of said Section Four; thence South 79 links to the most Northerly Northwest corner of said Claim No. 54, the place of beginning.

Excepting therefrom a tract, beginning at a point in the West line of the tract last above described, which point is 46 rods South from the Northwest corner of said tract, run thence East 22 rods; thence South 21 6/7 rods; thence West 22 rods; thence North 21 6/7 rods to the place of beginning, and also excepting a tract, beginning at a point on the North line of Section Four, Township Sixteen South of Range Five West of the Willamette Meridian, 16.29 chains West of the Northeast corner of said Section Four, and running thence South 1° East 11.50 chains, East 2.78 Chains; thence North 11.50 chains; thence West 3.19 chains to beginning.

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 January, 1951.

.....CHAS. E. STRICKLIN.....
State Engineer