

STATE OF OREGON
COUNTY OF YAMHILL
CERTIFICATE OF WATER RIGHT

This Is to Certify, That JESSIE L. BEATY &
LUCILE K. GILCHRIST
Route 1, Box 560 - Salem
of 215 S. E. 76th St., Portland 16, 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
an unnamed stream
a tributary of Willamette River for the purpose of
irrigation
under Permit No. 17090 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 May 27, 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
0.44 c.f.s.

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 in D. Matheny D.L.C. #38,
Section 33, T. 5 S., R. 3 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 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:

19.0 acres in NE $\frac{1}{4}$, NE $\frac{1}{4}$, as projected in D. Matheny D.L.C. #38
16.0 acres in NW $\frac{1}{4}$, NE $\frac{1}{4}$, as projected in D. Matheny D.L.C. #38
Section 33, T. 5 S., R. 3 W., W. M.

Land on which water is to be used is a part of that more explicitly described as
follows: Designated as the North $\frac{1}{2}$ of the S $\frac{1}{2}$ of the N $\frac{1}{2}$ of the Dan Matheny D.L.C.
Not. #1634, Claim #38, in Tp. 5 S. R. 3 W. of the W.M., Yamhill County, Oregon.
Beginning at a point on the W. line of said Matheny D.L.C. 18.91 chains S. 0°4'
E. from the NW corner of said Matheny D.L.C. Being the S.W. corner of the Lenore
Rogers tract, from which point an iron pipe 1 $\frac{1}{2}$ " x 24" brs. S. 89°40' E. 50 links
dist, from which iron pipe an oak tree 20" in dia. brs. N. 11°E. 44 $\frac{1}{2}$ links dist.,
and an oak 6" in dia. brs. N. 86°15'E. 27 $\frac{1}{2}$ links dist.
Thence S. 89°40' E. with south line of the Rogers tract 24.98 chains to an iron pipe
1 $\frac{1}{2}$ " x 30" on E. line of said Matheny claim from which iron pipe a fir tree 14" in
dia. brs. N. 80°W. 15 $\frac{1}{2}$ links dist.
Thence S. 9.455 chains to an iron pipe 1 $\frac{1}{2}$ " x 24".
Thence N. 89°40' W. 24.97 chains to the W. line of said Matheny D.L.C., where an
iron bar 1 $\frac{1}{2}$ " x 36" set at the E. side of the County road brs. S. 89°40' E. 50 links dist.
Thence N. 0°4' W. 9.455 chains to the place of beginning, and containing 80.3 acres,
more or less, and known as the Charlotte Kirkwood tract.
Designated as the S $\frac{1}{2}$ of the S $\frac{1}{2}$ of the N $\frac{1}{2}$ of the claim of Dan. Matheny D.L.C. Not.
#1634, Cl. #38, in T. 5 S., R. 3 W., W.M. Yamhill County, Oregon.
Beginning at a stone on the W. line of the D.L.C. of Dan. Matheny that marks the
division of the said claim into the N. and S. halves, being S. 0°04' E. 37.82 chains
from the N.E. corner of said claim, from which stone a fir tree 20" in dia. brs. N.
60 degrees E. 103 links, and a fir tree 30" in dia. brs. N. 37 degrees E. 148 $\frac{1}{2}$ links
distant, and a fir tree 20" in dia. brs. S. 79 degrees 30' W. 64 links dist.
Thence N. 0°4' W. 9.455 chains with west line of said claim to the S.W. corner of
the Charlotte Kirkwood tract, where an iron bar 1 $\frac{1}{2}$ by 36" brs. S. 89 degrees 40' W.
50 links dist. Thence S. 89°40' E. with south line of said Charlotte Kirkwood tract

84.97 chains to an iron pipe 1½" by 24" on the E. line of the claim.
Thence S. 9.455 chains to corner now in the Willamette River.
Thence N. 89 degrees 40' West 4.38 chains to a stake on the division line
of said Dan Matheney D.L.C. from which a fir stump 36" in dia. brs. N. 34 degrees
40' W. 110 links, and a fir stump 28" in dia. brs. N. 19° 50' W. 106 links, and
a fir stump 36" in dia. brs. N. 65 degrees 30' W. 203links distance.
Thence continuing N. 89°40' W. to a total distance of 84.96 chains to the place
of the beginning and containing 80.3 acres more or less, and known as the Walter
Kirkwood tract.

*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 September, 19 52.

.....CHAS. E. STRICKLIN.....

State Engineer

Recorded in State Record of Water Right Certificates, Volume 14, page 19935