

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

This Is to Certify, That **GERTRUDE M. PENDLETON, GERMAINE SHELTON, ZELPHA GROVER, WALTER L. SMITH, AND FERNANDO M. SMITH**

of **Stayton**, 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 spring in Beaver Creek Watershed** a tributary of **Beaver Creek** for the purpose of **irrigation** under Permit No. **18071** 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 24, 1947**

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 **0.25 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 **SE $\frac{1}{4}$ SW $\frac{1}{4}$** , as projected on David Simpson D.L.C. No. **56**, Section 15, Township 8 South, Range 1 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:

- 2.7 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$** , as projected on David Simpson D.L.C. No. **56**
- 9.7 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$** , as projected on David Simpson D.L.C. No. **56**
- Section 15**
- 3.2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$** , as projected on David Simpson D.L.C. No. **56**
- 4.4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$** , as projected on David Simpson D.L.C. No. **56**
- Section 22**

Township 8 South, Range 1 West, W. M.

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

Being within the following described boundary, to wit: Beginning at the southwest corner of the Donation Land Claim of David Simpson and wife, Notification No. 30 Claim No. **56**, in Township 8 South, Range 1 West of the Willamette Meridian in Marion County, Oregon and running thence east **44** rods; thence north **146** rods; thence west **44** rods; thence south **146** rods to the place of beginning and containing **40.15** acres of land, more or less. Together with the following described property, to-wit: Beginning **44** rods east of the south west corner of that part of the D.L.C. of David Simpson and Julia Ann Simpson, his wife, described by the surveyor General as enuring to Julia Ann Simpson the same being the southeast corner of the land formerly owned by Louis Malcher (now deceased) and the most southerly southwest corner of that land formerly owned by James W. Taylor and running thence North **146** rods; thence east **38** rods; thence north **80** rods; thence west **2** rods; thence north **80** rods; to the center of the county road; thence in an easterly direction along the center of said county road to the land of the late Paul Darst; the same being also the center of the county road;

thence south along the center of said road to the southeast corner of said part of said claim; to a point in the center of the county road; thence west along the center of said road to the place of beginning, and containing 183 acres of land, more or less, lying and being situated in Marion County, Oregon and in Township Eight South, Range one West of the Willamette Meridian and containing in all of the land conveyed by this deed, 223.15 acres, more or less.

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 29th day of May , 1953 .

CHAS. E. STRICKLIN

State Engineer