

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **KINDLE BROTHERS**

of Route 1, Box 304, Aumsville, 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 Beaver Creek a tributary of Mill Creek, a tributary of Willamette River, for the purpose of irrigation under Permit No. 19094 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 2, 1949

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 0.229 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 $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected on O. P. Taylor D.L.C. No. 45, Section 30, 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:

- 2.4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected on O. P. Taylor D. L. C. No. 45
- 3.6 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected on O. P. Taylor D. L. C. No. 45
- 2.1 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected on O. P. Taylor D. L. C. No. 45
- Section 30
- 4.2 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected on O. P. Taylor D. L. C. No. 45
- 6.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected on O. P. Taylor D. L. C. No. 45
- Section 19

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: beginning at the southwest corner of the land as owned by Kinsey Kahill as of date November 26, 1890, situated in Township 8 South, Range 1 West of the Willamette Meridian in Marion County, Oregon, and running thence south 7.01 chains; thence east 34.84 chains; thence North 7.01 chains; thence West 34.84 chains to the place of beginning, containing 25 acres more or less. Also Lots five (5) and eight (8) in Waldo Hill Fruit Farm Numbered 1, laid out and designated by the recorded plat thereof in Marion County, State of 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 29th day of May, 19 53.

CHAS. E. STRICKLIN

State Engineer