

STATE OF OREGON

COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

Cancelled due to
T. 889; Sp. Or.
Vol. 56 P. 2268Superseded by
Cert. No. 79821

This Is To Certify, That D. W. MC BETH

of Route 2, Cornelius, 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 Tualatin River a tributary of Willamette River for the purpose of irrigation under Permit No. 20287 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 April 17, 1951

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 0.203 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 SW $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within Solomon Emerick D.L.C. No. 46, Section 3, Township 1 South, Range 3 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,

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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:

2.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within S. Emerick D.L.C. No. 46
2.6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within S. Emerick D.L.C. No. 46
2.4 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within S. Emerick D.L.C. No. 46
9.2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within S. Emerick D.L.C. No. 46
Section 4
Township 1 South, Range 3 West, W. M.

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

Being parcels of the D.L.C. of Solomon Emerick & Lucetta Emerick, husband & wife, said parcels described thus: First parcel: Commencing at a point where the Tualatin R. crosses the S. boundary of said D.L.C. in T. 1 S. R. 3 W., & running W. on said S. boundary line 20 chs. to the NE cor. of said Solomon Emerick's Cemetery ground; thence N. 25 links; thence W. 9.50 chs. to the center of right of way belonging to Nester, Nearpass and Shaw; thence N. 5° E. (Mag. Var. 21° E.) in center of said right of way 7.50 chs; thence E. 14.78 to the W. bank of the Tualatin R.; thence up said river with all its meanderings to the place of beginning, containing 22 acres, more or less. Second parcel: Commencing at a post in the center of the right of way sold by said Emerick and wife to George Shaw and John Nester 7.50 chains No. 5° E. from the South line of said D.L.C., thence N. 5° E. (Var. 21° E.) 9.50 chains; thence E. 12.50 chains; thence N. 26° E. 210 chains; thence E. 2.00 chains to the W. Bank of Tualatin River; thence up said river to the NE corner of a tract of land said Sol. Emerick sold to Alex Couture on the 17th day of December 1879; thence west on the north line of said Alex Couture tract 14.78 chs. to the starting point, containing 14.36 acres, more or less. Reserving always 15 feet on the west for the right of way of road conveyed to John Nestor and George Shaw. The several tracts hereinbefore described and hereby conveyed containing 40 acres, more or less.

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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 26th day of February, 1954

CHAS. E. STRICKLIN

State Engineer