

STATE OF OREGON  
COUNTY OF CLACKAMAS  
**CERTIFICATE OF WATER RIGHT**

**This Is To Certify, That** H. C. ROBERTS

of 2600 Lake Road, Milwaukie, 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 Kellogg Lake a tributary of Willamette River for the purpose of irrigation under Permit No. 18723 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 15, 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 0.021 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 $\frac{1}{4}$  SW $\frac{1}{4}$ , as projected within L. Whitcomb D.L.C. No. 38, Section 36, Township 1 South, Range 1 East, 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:

0.1 acre in NE $\frac{1}{4}$  SW $\frac{1}{4}$ , as projected within L. Whitcomb D.L.C. No. 38  
1.6 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$ , as projected within L. Whitcomb D.L.C. No. 38  
Section 36  
Township 1 South, Range 1 East, W. M.

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

Beginning at a 3/4 inch iron pipe in the northwesterly boundary of HOESLY'S LAKE SIDE ADDITION, a Townplat recorded in Book 17, on Page 1, Record of Townplats for Clackamas County, Oregon, that is South 31° 30' West 411.07 feet distant from a 3/4 inch iron pipe located at the most northerly corner of Block 1, of said plat in the Southwesterly boundary of Lake Road; from said beginning point thence North 59° 02' 35" West 124.76 feet to a 1/2 inch iron pipe; thence South 30° 57' 25" West 340.00 feet more or less to low water on the right bank of Kellogg Lake; thence Southeasterly, following the low water line of the right bank of Kellogg Lake to a point that is South 31° 30' West from the hereinbefore mentioned point of beginning; thence North 31° 30' East 15.00 feet more or less to a 3/4 inch iron pipe on the northwesterly boundary of said HOESLY'S ADDITION; thence, continuing North 31° 30' East 361.49 feet to the place of beginning of the tract herein conveyed containing 1.007 acre more or less, together with the riparian rights adjacent thereto.

—A tract of land located in the Lot Whitcomb Claim No. 38 in T. 1 S. R. 1 E. of the W. M., being more particularly described as follows, to-wit:

Beginning at 3/4 inch iron pipe in the southwesterly boundary of Lake Road at the most northerly corner of Block 1, HOESLY'S LAKE SIDE ADDITION, a townplat recorded in Book 17 on page 1, record of Townplats for Clackamas County, Oregon; from said beginning point thence following the northwesterly boundary of said Block 1, South 31° 30' West 411.07 feet to a 3/4 inch iron pipe; thence North 59° 02' 35" West 124.76

feet to a  $\frac{1}{2}$  inch iron pipe marking the true point of beginning of the tract herein conveyed; from said true point of beginning thence continuing North  $59^{\circ} 02' 35''$  West 143.79 feet to a  $\frac{1}{2}$  inch iron pipe; thence South  $30^{\circ} 57' 25''$  West 293.72 feet to a  $\frac{3}{4}$  inch iron pipe; thence continuing South  $30^{\circ} 57' 25''$  West 90.00 feet more or less to the low water line of the right bank of Kellogg Lake; thence Southeasterly following the low water line of the right bank of Kellogg Lake to a point that is South  $30^{\circ} 57' 25''$  West from the herebefore mentioned true point of beginning; thence North  $30^{\circ} 57' 25''$  East 340.00 feet more or less to the true point of beginning of the tract herein described, containing 1.042 acres more or less, together with the reparation rights adjacent thereto.

ALSO a tract of land located in the Lot Whitcomb Claim No. 38 in T. 1 S. R. 1 E. of the W.M., to be used for road purposes and being six feet on each side, when measured at right angles to the following described center line.

Beginning at a  $\frac{3}{4}$  inch iron pipe located in the southwesterly boundary of Lake Road that is North  $57^{\circ} 56'$  West 234.46 feet distance from a  $\frac{3}{4}$  inch iron pipe located at the most northerly corner of Block 1 in the southwesterly boundary of Lake Road of HOSESLEY'S LAKE SIDE ADDITION, a townplat recorded in Book 17, on page 1, record of Townplats for Clackamas County, Oregon, from said beginning point thence South  $36^{\circ} 06'$  West 122.16 feet to a  $\frac{3}{4}$  inch iron pipe; thence South  $31^{\circ} 06'$  West 294.00 feet to a  $\frac{3}{4}$  inch iron pipe for a terminus; said land for the purpose of a roadway and subject to the rights of other parties heretofore and hereafter receiving conveyance for the same purpose.

*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 May , 1954 .

CHAS. E. STRICKLIN

State Engineer