

STATE OF OREGON  
COUNTY OF CLACKAMAS

CERTIFICATE OF WATER RIGHT

This Is To Certify, That ELWOOD FAIST

of Route 1, Box 311, Canby, 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 Milk Creek a tributary of Molalla River for the purpose of irrigation under Permit No. 19153 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 23, 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 0.573 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 $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 11, Township 4 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:

24.2 acres in SW $\frac{1}{4}$  NE $\frac{1}{4}$   
21.6 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 11

Township 4 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:

S.W. $\frac{1}{4}$  of the N.E. $\frac{1}{4}$  and the N.W. $\frac{1}{4}$  of the S.E. $\frac{1}{4}$  That part of the West one-half of the Northeast one-quarter of the Northwest one-quarter of the Southeast one-quarter of Section 11, T. 4 S., R. 1 E., of the W.M., which lies between the right of way sold to the P. E. & E. R. R., and the Right of way sold to the Weyerhauser Timber Co., more particularly described as follows: Beginning at an iron pipe on the center of Section 11, T. 4 S., R. 1 E., of the W.M., and thence South 469.83 feet to an iron pipe in the Northerly right of way of Weyerhauser Timber Co., as recorded in Book 317, page 691, of Clackamas County Deed Records; thence following said right of way South 69° 03' East a distance of 1424.19 feet to an iron pipe; thence North 0° 14' West 1083.36 feet to an iron pipe in the Southerly right of way of P. E.&E. R. R., thence following last said right of way North 39° 32' West 1567.64 feet more or less to the South bank of Milk Creek; thence at right angles North 50° 28' East 20.00 feet; thence still following said right of way North 39° 32' West 556.79 feet, more or less to an iron pipe; thence South 0° 25' East 1754.08 feet, to the place of beginning, containing 49.6 acres, more or less, in the County of Clackamas and 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 30th day of June, 1954.

CHAS. E. STRICKLAND

State Engineer