

STATE OF OREGON
COUNTY OF CLACKAMAS
CERTIFICATE OF WATER RIGHT

This Is to Certify, That D. W. CUTSFORTH

of **Route 1, Box 348, 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 a pond formed by springs, tributary of Milk Creek, a tributary of Molalla River for the purpose of irrigation under Permit No. **19258** 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 **February 2, 1950**

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 **0.273 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 $\frac{1}{4}$, Section 12, 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:

**9.6 acres in SW $\frac{1}{2}$ SW $\frac{1}{4}$
 12.2 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
 Section 12**

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:

"Beginning at N.E. Corner of south half of S.W. quarter of Section 12, Township 4 S., Range 1 E. W.M. thence west 160 rods; thence south 30 rods; thence east 160 rods; thence north 30 rods."

"Except from the above a right of way deed, June 5th, 1912 to Portland-Eugene Eastern Railway Co. containing .67 Acres more or less; and a second right of way deed Sept. 19th, 1912 to the Portland-Eugene Railway Co. containing .39 Acres more or less."

Also "excepting that tract of land sold to Crown Zellerbach Corp. and Weyerhaeuser Timber Co. being that part of the above tract lying south and west of the Portland-Eugene-Eastern Railway Co.'s right of way."

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. STRICKLIN

State Engineer