

STATE OF OREGON
COUNTY OF CLACKAMAS
CERTIFICATE OF WATER RIGHT

This Is To Certify, That BERNARD J. BERG

of Route 2, Box 20, 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 an unnamed stream a tributary of Molalla River for the purpose of irrigation under Permit No. 16882 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 1, 1946

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 0.108 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 $\frac{1}{4}$ NE $\frac{1}{4}$, Section 5, 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:

2.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 4
6.6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 5
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 the 1/4 section corner between sections 4 and 5 in T. 4 S., R. 1 E. W.M.; thence West on 1/4 section line about 15 chains to Molalla River at low water; thence N. following the meanders of the Molalla River at low water 23.93 chains to S. boundary of L. A. Seely D.L.C.; thence E. on said boundary line about 10 chains more or less to the N. W. corner of John Sims' 5.41 acre tract; thence S. 8.125 chains to the S. W. corner of Sims' land; thence E. 6.66 chains to the S. E. Corner of Sims' land; thence S. 5 1/8 chains; thence E. 3.80 chains; thence S. 10.65 chains; thence S. 45° E. 9.75 chains more or less to N. W. corner of M. Hosford's land; thence S. on W. boundary of said Hosford's land 24.85 chains to S. W. corner thereof; thence E. 17.80 chains; thence S. 9 chains to S. boundary of Section 4; thence W. 27.8 chains; thence N. on section line 39.60 chains to place of beginning; and containing 97 acres more or less, excepting therefrom land and rights conveyed to the Molalla Electric Company in book 146 of deeds at page 392; to Molalla Power Company book of deeds 126 at page 162; to Clackamas County in Book 160 of deeds at page 591; to State of Oregon in book 223 at page 248; to Jasson Fellows in book 114 of deeds at page 17; and to Flavilla A. Skinner in book 231 of deeds at page 612; and except all public roads and except Government rights in and to the water bed of Molalla River; also except to Hazel Torgeson book of deeds 235 at page 126.

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 December, 1954.

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 15, page 20632.