

STATE OF OREGON

COUNTY OF BENTON

43542-44255
7. Sept. 26, 1953

CERTIFICATE OF WATER RIGHT

This Is To Certify, That R. SCHMELZ

of Hoskins, 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 Luckiamute River, a tributary of Willamette River for the purpose of irrigation

under Permit No. 18347 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 June 21, 1948

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 0.38 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 $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within H. Van Peer D.L.C. No. 41, Section 30, Township 10 South, Range 6 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,

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 NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within H. Van Peer D.L.C. No. 41
12.8 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within H. Van Peer D.L.C. No. 41
7.6 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within H. Van Peer D.L.C. No. 41
Section 30
Township 10 South, Range 6 West, W. M.

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

Lot Four containing Sixteen acres and Lot Three containing twenty-three and 45/100 acres in Section Thirty, Township Ten South and Range Six West of the Willamette Meridian in Benton County, State of Oregon. Also beginning at the South west corner of the James Watson Donation Land Claim in Township 10 South Range 6 West of the Willamette Meridian thence running North 12.73 chains to the South Bank of the Luckiamute River, thence up stream North 85° West 9 chains, North 40° West 8 chains North 29° West 4.40 chains, thence West 23.71 chains thence South 23.37 chains, thence East 40.00 chains to the place of beginning containing 80 acres more or less in Benton County, State of Oregon. Excepting therefrom the following: Beginning at the South West corner of the James Watson Donation Land Claim in Township 10 South Range 6 West of Willamette Meridian, running North 22.86 rods, thence West 70 rods, thence South 22.86 rods, thence East 70 rods to the place of beginning, containing 10 acres, all situated in Benton County, 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 31st day of December, 1954

LEWIS A. STANLEY
State Engineer