

STATE OF OREGON
COUNTY OF YAMHILL
CERTIFICATE OF WATER RIGHT

This Is To Certify, That Z. R. SCHUETZE & JOSEPH KUDRNA

of Route 2, Box 268, Dayton, 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 Henry Creek, Yamhill R. & reservoir constructed under App.No. R-25394, Per. No. R-1139 a tributary of Willamette River for the purpose of irrigation under Permit No. 20213 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 October 17, 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 0.63 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 NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 7, Township 4 South, Range 3 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 from direct flow 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 from direct flow and storage from reservoir constructed under Permit No. R-1139, and shall be still further limited to a diversion of not to exceed 0.63 cfs, water to be diverted from Henry Creek when available and any deficiency in the available supply in Henry Creek is to be made up by diversion from Yamhill R., providing that the total quantity diverted from both streams shall not exceed 1/80th cfs for each acre irrigated 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:

- 0.3 acres in Lot 11 (SW $\frac{1}{4}$ SE $\frac{1}{4}$)
- 0.8 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Perkins DLC #39 *
- 0.6 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within Perkins DLC #39
- Section 6
- 34.6 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Bird DLC #40
- 1.6 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Bird DLC #40
- 2.8 acres in Lot 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$)
- 8.4 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Perkins DLC #39
- 1.2 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Bird DLC #40
- 6.4 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Perkins DLC #39
- Section 7
- 23.4 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Bird DLC #40
- 3.6 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Bird DLC #40
- Section 8

Township 4 South, Range 3 West, W. M.

Land on which water is to be used is part of that described as follows:

Z. R. & HAZEL SCHUETZE

Beginning at the SW corner of the Lemuel Scott DLC and angle corner of the Joel Perkins DLC; Not. 1043, T 4 S., R 3 W., W.M., & being part of the said Joel Perkins DLC; thence N. 7.36 chains; thence W. 14.42 chains; thence S. 11.90 chains; thence S. 72° E. along the N. side of County Road 11.50 chains; thence N. 23° E. 10.10 chains to angle corner of Joel Perkins DLC & corner of Lemuel Scott DLC; thence W. 4.19 chains to place of beginning.

ALSO: Beginning at the SE corner of Lemuel Scott DLC; thence N. 7.36 chains; thence E. 7.30 chains; thence S. 23° W. 8.06 chains; thence W. 4.19 chains to place of beginning.

JOSEPH KUDRNA

Beginning at a stone at the NE corner of Martin Claim #45, Not. 1037; thence N. 25° E. 4.60 chains; thence S. 80° E. 1.5 chains; thence N. 15° E. on E. boundary of Bird Claim; 15.20 chains; thence N. 82° 33' W. 82.96 chains; thence S. 23° 26' W. on W. boundary of the Bird Claim, 16.36 chains; 24.00 chains to iron pipe at the SW corner of the John Bird DLC; thence S. 85° E. on S. line of Bird Claim, 31.08 chains; 84.71 chains to point of beginning.

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 8th day of May, 19 57

LEWIS A. STANLEY

State Engineer