

STATE OF OREGON

COUNTY OF BENTON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That Rachel C. and Dell Bergman

of Route 1, Box 23 R, Philomath, State of Oregon, has a right to the use of the waters of Price Creek for Tracts 1 and 2, Luckiamute River for Tract 3:

a tributary of Willamette River for the purpose of irrigation of 1.0 acre (Tract 1) and stock drinking directly from the source and* and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Polk County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 17, at page 217; that the priority of the right thereby confirmed dates from 1905

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.0125 cubic foot per second from Price Creek for irrigation; and shall be further limited to the provisions of Finding No. 61 of said Decree.

The point of diversion is located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ as projected within Norton DLC 43, Section 21, T. 10 S., R. 6 W., W.M.
Diversion point located: 1180 feet North and 3500 feet West from the SE corner Norton DLC 43.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

Tract 1

0.2 acre in the SW $\frac{1}{4}$ NW $\frac{1}{4}$
0.8 acre in the NW $\frac{1}{4}$ SW $\frac{1}{4}$
both as projected within Norton DLC 43
Section 21

Tract 2

SE $\frac{1}{4}$ NE $\frac{1}{4}$
NE $\frac{1}{4}$ SE $\frac{1}{4}$
both as projected within Norton DLC 43
Section 20

NW $\frac{1}{4}$ SW $\frac{1}{4}$
as projected within Norton DLC 43
Section 21

Tract 3

NE $\frac{1}{4}$ SE $\frac{1}{4}$
NW $\frac{1}{4}$ SE $\frac{1}{4}$
both as projected within Norton DLC 43
Section 20
Township 10 South, Range 6 West, W. M.

*is limited not to exceed 30 head (Tracts 2 and 3)

Being within the tract of land described as follows:
Beginning at a one inch pipe driven in the south line south 86° 51' east 54.846 chains from the southwest corner of the Donation Land Claim of Lucius C. Norton, Claim No. 43, in Township 10 South, Range 6 West of Willamette Meridian; thence north 86° 51' west 12.102 chains to the center of the Luckiamute River; thence northerly following the center of said river north 51° west 4.50 chains; north 65° 30' west 8.00 chains; north 85° 05' west 7.20 chains; north 20° west 3.00 chains; north 63° west 3.00 chains; north 31° 42' west 5.366 chains; north 49° 51' west 7.80 chains; north 10° west 4.00 chains; thence north 32° east 6.00 chains; north 57° 20' east 16.30 chains; north 21° 56' west 1.377 chains to a point which is 1.596 chains south 89° 58' west of a ½" x 27" bolt; thence leaving said river north 89° 58' east 26.136 chains to an iron rod driven in the east line of the west half of said claim; thence south 29° west along the said division line 40.318 chains to the place of beginning.

And said right shall be subject to all other conditions and limitations contained in said decree.
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 date May 17 , 19 74

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CHRIS L. WHEELER
State Engineer