

STATE OF OREGON

COUNTY OF

CLACKAMAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That GERALD & CAROLINE E. WHITAKER

of Route 2, Box 410, Molalla, State of Oregon 97038, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Molalla River

a tributary of Willamette River for the purpose of irrigation of 8.8 acres

under Permit No. 18724 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 18, 1949

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 0.11 cubic foot per second, if available at the original point of diversion; NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 2, T. 5 S., R. 2 E., W. M.; 600 feet South and 900 feet East from W $\frac{1}{2}$ corner, Section 2

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 $\frac{1}{4}$ SW $\frac{1}{4}$, Section 2, T. 5 S., R. 2 E., W. M.; 440 feet South and 840 feet East from W $\frac{1}{2}$ corner, Section 2.

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:

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8.8 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 2
T. 5 S., R. 2 E., W. M.

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

Part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 2, T. 5 S., R. 2 E., W.M., described as:
Beginning at a point on the quarter section line running east and west through said Section 2, a distance of 30 rods east of the quarter section corner of West line of said Section 2; thence East along said quarter section line to the Center of the Molalla River; thence following the meanders of said river up stream till it intersects the South line of the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 2; thence West along 1/16 section line to a point 26 rods East of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 2; thence North in a straight line 80 rods, more or less, to the place of beginning, containing 16.00 acres, more or less, excepting those tracts conveyed to Clackamas County in Book 196 of deeds at page 560 and Book 203 of deeds at page 378.

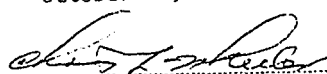
This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered on December 14, 1973 and supersedes certificate of water right recorded at page 20659, Volume 15, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described, and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. October 28, 1980


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Deputy Water Resources Director