

STATE OF OREGON  
COUNTY OF     LANE

## CERTIFICATE OF WATER RIGHT

**This is to Certify, That** H.B. SMITH, FLORA MAY & MABEL I. SCHWIND  
of     Marcola     , 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  
Cartwright Creek  
a tributary of Mohawk River     for the purpose of  
Irrigation and Domestic  
under Permit No. 9185     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     August 6, 1929;

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  
0.5 cubic foot per second;

The point of diversion is located in the NE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> of Section 19, Township 16S, Range 1W, W.M.  
The use hereunder for irrigation shall conform to such reasonable rotation system as may be  
ordered by the proper state officer.

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 in case of rotation.

A description of the lands irrigated under the right hereby confirmed, and to which such  
right is appurtenant (if for irrigation or any other purpose), is as follows: 10 acres in the  
NE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> and 10 acres in the NW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, Section 19, Township 16 South, Range 1 West  
of the Willamette Meridian in Lane County, Oregon.

The right to the use of the water for any purpose is restricted to the lands or place of use  
herein described.

After the expiration of fifty years from the date of this certificate or on the expiration of  
any federal power license issued in connection with this right, and after not less than two years  
notice in writing to the holder hereof, the State of Oregon, or any municipality thereof, shall have  
the right to take over the dams, plants and other structures and all appurtenances thereto which have  
been constructed for the purpose of devoting to beneficial use the water rights specified herein, upon  
condition that before taking possession the State or municipality shall pay not to exceed the fair  
value of the property so taken, plus such reasonable damages, if any, to valuable, serviceable and  
dependable property of the holder of this certificate, not taken over, as may be caused by the  
severance therefrom of the property taken in accordance with the provisions of section 5728,  
Oregon Laws.

WITNESS the signature of the State Engineer,

affixed this     30th     day  
of     September     , 19 30

Rhea Luper

State Engineer.

Recorded in State Record of Water Right Certificates, Volume     8     , page     8823 .