

**STATE OF OREGON**  
**COUNTY OF JOSEPHINE**  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That**      EDWARD McCANN ESTATE

of      Kerby      , 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  
Democrat and Mulvaney Gulches  
a tributary of      Illinois River      for the purpose of  
Supplemental irrigation  
under Permit No. 9619      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      April 25, 1930;

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  
1.24 cubic feet per second from Mulvaney Gulch and 0.3 cubic foot per second  
from Democrat Gulch      and SE $\frac{1}{4}$ NE $\frac{1}{4}$

The point of diversion is located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 6, Township 40S, Range 7 W, 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 SW $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
4 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
21 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
30 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
10 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Section 6,  
Township 40 South, Range 7 West, W. M.  
5 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
10 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
13 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
20 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Section 1,  
Township 40 South, Range 8 West, W. M.

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 47-508,  
Oregon Code 1930.

WITNESS the signature of the State Engineer,

affixed this      14th      day  
of      October      , 193 3

CHAS. E. STRICKLIN

State Engineer