

Part Cancelled Supplemental 34 P. 323

Superseded by 49727  
Cert. No.STATE OF OREGON  
COUNTY OF JOSEPHINE

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** ED WOODCOCK  
of Takilma, 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  
Elder Creek and springs  
a tributary of Illinois River for the purpose of  
Irrigation  
under Permit No. 10895 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 May 26, 1933;

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  
0.31 cubic foot per second measured at the point of diversion from the stream,  
being 0.25 cubic foot per second from Elder Creek and 0.06 cubic foot per second  
from springs,

or its equivalent in case of rotation.

The point of diversion is located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 23, and NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 26, Town-  
ship 40 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-fiftieth of one cubic foot per second  
per acre, throughout the irrigation season from April 1st to November 1st 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:

6 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
17 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
2 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Section 23,  
Township 40 South, Range 3 West, W. M.

The right to the use of the water for the purposes aforesaid 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 31st day of May, 1935.

CHAS. E. BRICKLIN  
State Engineer

Recorded in State Record of Water Right Certificates, Volume 10, page 11158