

Superseded by

Cert. No. 44965

STATE OF OREGON

Part -
Canceled Sp.Or.Rec.Vol. 29 P. 403 COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

This Is to Certify, That HERMAN KUENZI, PAUL STAEDELI, & BEN KAUFMAN

Route 3, Box 149, Silverton, 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 Beaver Creek & reservoir constructed under App. No. R-25533, Per. No. R-1144 a tributary of Pudding River for the purpose of irrigation and supplemental irrigation under Permit No. 20222 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 December 28, 1950

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 0.38 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 3 (SE 1/4 NW 1/4), as projected within McAllister DIC #19, Section 17, Township 7 South, Range 1 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-eighth of one cubic foot per second per acre or its equivalent for each acre irrigated from direct flow and shall be further limited to a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit No. R-1144, and shall be still further limited to a diversion of not to exceed 5 1/4 acre feet on lands described as supplemental,

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:

Supplemental	Primary	
18.8		acres in the <u>NW 1/4 NE 1/4</u> , as projected within <u>McAllister DIC #19</u>
10.4		acres in the <u>SW 1/4 NE 1/4</u> , as projected within <u>McAllister DIC #19</u>
27.6	10.4	acres in the <u>NE 1/4 NW 1/4</u> , as projected within <u>McAllister DIC #19</u>
0.4	8.8	acres in the <u>NW 1/4 SW 1/4</u> , as projected within <u>McAllister DIC #19</u>
	4.7	acres in the <u>SW 1/4 SW 1/4</u> , as projected within <u>McAllister DIC #19</u>
15.8	3.8	acres in <u>Lot 4 (SW 1/4 NW 1/4)</u>
7.1	5.2	acres in the <u>SE 1/4 SW 1/4</u> , as projected within <u>McAllister DIC #19</u>
1.5	2.1	acres in <u>Lot 3 (SE 1/4 NW 1/4)</u>

Section 17
Township 7 South, Range 1 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.

WITNESS the signature of the State Engineer, affixed

this 12th day of June, 1957

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 16, page 22598.

Affidavit to cancel part April 21, 1977