

SUPERSEDED
CERTIFICATE NO.

46040

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That DAN R. RUSSELL and FRED BOOTH

of Yoncalla, 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
Elk Creek
a tributary of Umpqua River for the purpose of
irrigation of 35.8 acres
under Permit No. 19122 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 November 28, 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
0.27 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 SE $\frac{1}{4}$ SE $\frac{1}{4}$ as projected within J. Scott DLC #37,
Section 31, Township 22 South, Range 4 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-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:

7.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
3.8 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
8.4 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
15.8 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 31

Township 22 South, Range 4 West, W.M.

0.6 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
0.2 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$

Section 6

Township 23 South, Range 4 West, W.M.

All as projected within J. Scott DLC #37

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 14th day of November, 1958.

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 17, page 24408

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