

# STATE OF OREGON

## COUNTY OF JACKSON

# CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** **DAVID NEVILLE and F. W. SIMMONS**  
 of Prospect, State of Oregon <sup>97536</sup>, has made proof  
 to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of  
 Mill Creek

a tributary of **Rogue River** for the purpose of  
 irrigation

under Permit No. **14200** 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 **March 12, 1940**

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  
**0.30 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 **NW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 28, T. 32 S., R. 3 E., 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 **4 $\frac{1}{2}$**  acre feet per acre for each acre irrigated during  
 the irrigation season from **April 2 to October 31** 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:

<u>Present Owner</u>	<u>Subdi- vision</u>	<u>Sec- tion</u>	<u>Number of Acres</u>
			<u>Primary</u>
David Neville	NW $\frac{1}{4}$ NE $\frac{1}{4}$	11	11.7
F. W. Simmons	NW $\frac{1}{4}$ NE $\frac{1}{4}$	11	12.1

T. 33 S., R. 2 E., W. M.

Certificate of water right issued to David Neville and F. W. Simmons and  
 recorded at page 27745, Volume 19, State Record of Water Right Certificates, con-  
 firms a right to the use of water for irrigation of 26.3 acres. Subsequently,  
 the right to the use of water appurtenant to 2.5 acres was transferred by order  
 of the State Engineer entered November 30, 1962. This certificate is issued to  
 confirm the remaining right to the use of water for irrigation and supersedes the  
 certificate heretofore issued to David Neville and F. W. Simmons.

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 date. **December 27, 1962**

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**CHRIS L. WHEELER**

State Engineer

**SUPERSEDED BY**  
**CERT. NO. 88397**

Recorded in State Record of Water Right Certificates, Volume **22**, page **30441**

**T-10571**