

STATE OF OREGON

Superseded by  
Cert. No. 43599

COUNTY OF JOSEPHINE

Sp. Or. V 27, p. 129  
7. 3382

CERTIFICATE OF WATER RIGHT

This Is to Certify, That Lynn R. Stone and Joyce I. Stone

of Kerby, State of Oregon, has a right to the use of

the waters of Sucker Creek, tributary of Illinois River

for the purpose of irrigation of 21.0 acres

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Josephine County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 1, at page 252; that the priority of the right thereby confirmed dates from 1857

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.42 cubic foot per second

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

TRACT 1: 6.5 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$  Section 35  
T. 39 S., R. 8 W., W.M.

being within the parcel described as follows:

Beginning at the South 1/16 corner of Sections 35 and 36, Township 39 South, Range 8 West of the Willamette Meridian; thence North 378.8 feet to a point 969.9 feet South of the East-Quarter corner of Section 35 to angle point No. 8 Price Survey, dated February 9, 1953, at the corner of Old Fences at North and South 89° 35' West; thence South 89° 35' West, 494.8 feet along the old fence line to angle point No. 7 of Price Survey; thence South 88° 03' West, 372.0 feet along an old fence line to angle point No. 6 of Price Survey; thence North 30° 47' West 163.2 feet along an old fence line to angle point No. 5 of Price Survey on East line of County Road; thence Southerly along East side of County Road 393.2 feet, more or less, to a point due West of the South 1/16 Section corner of Section 35 and 36; thence Easterly to the South 1/16 Section Corner of section 35 and 36, the point of beginning.

TRACT 2: 8.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$  Section 35  
T. 39 S., R. 8 W., W.M.

being within the parcel described as follows:

Beginning at the Northeast corner of Government Lot 1 in Section 35, Township 39 South, Range 8 West of the Willamette Meridian; thence running South to the center of the channel of Sucker Creek; thence Westerly following the center of the channel of said Creek to its intersection with the North line of Government Lot 1 of said Section 35; thence East to the point of beginning.

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**TRACT 3:** 6.5 acres in the NE 1/4

Section 35,

T. 39 S., R. 8 W., W.M.

being within the parcel described as follows:

Beginning at a point from which the Quarter Section corner between Sections 35 and 36, Township 39 South, Range 8 West of the Willamette Meridian bears North 587.6 feet distant and being the Northeast corner of that tract of land conveyed to A. J. Houck and wife by deed recorded in Book 112, Page 456; thence South 89° 28' West 749.2 feet; thence South 1° 10' East 165.5 feet; thence North 87° 40' West 292.7 feet; thence South 3° 14' East 203 feet; thence South 78° 47' East, 163.2 feet; thence North 88° 03' East 372 feet; thence North 89° 35' East 494.8 feet to a point which is the Southeast corner of the aforementioned Houck Tract; thence North 392.3 feet to the point of beginning. EXCEPT any portion that might lie within public roads.

Note: This certificate is issued to correct and supersede that certain water right certificate heretofore issued to William M. Bunch and recorded in State Record of Water Right Certificates, Volume 7, Page 7126, so as to correctly describe that portion of said right presently owned by Lynn R. Stone and Joyce I. Stone as directed by Decree of the Circuit Court for Josephine County dated October 22, 1962, and Order amending said Decree dated November 27, 1962.

And said right shall be subject to all other conditions and limitations contained in said decree. 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 17th day of January, 1963.

CHRIS L. WHEELER

State Engineer