

STATE OF OREGON

COUNTY OF JACKSON

CANCELED

Superseded by
 Cert. No. 40246
 Iss. by O.E. 15 p. 356

CERTIFICATE OF WATER RIGHT

This Is to Certify, That D. E. and VIVIAN MILLARD, successors in interest to Jefferson B. Lindsay,

of Route 1, Box 198, Eagle Point, State of Oregon, has a right to the use of the waters of Rogue River

a tributary of Pacific Ocean for the purpose of irrigation of 80.6 acres and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Jackson County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 16, at page 523; that the priority of the right thereby confirmed dates from 1901;

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 1.35 cubic feet per second.

The point of diversion is located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 4, T. 35 S., R. 1 W., W.M.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

Chg. point of use - 10-167
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- 13.9 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ except a strip of land 700 feet wide along the north end of said NE $\frac{1}{4}$ NW $\frac{1}{4}$
 - 6.5 acres in Lot 1 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) except a strip 125 by 700 ft. in said Lot 1, the property of B. E. and Elizabeth Duncan Harder
 - 0.3 acre in Lot 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)
 - 34.1 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
 - 14.7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
 - 2.7 acres in Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)
 - 8.4 acres in Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
- Section 4,
 T. 35 S., R. 1 W., W.M.

This certificate also confirms a change in point of diversion approved by an order of the State Engineer entered June 15, 1955 and recorded at page 360, Volume 8, Special Order Record pursuant to the provisions of ORS 540.510 to 540.530.

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 date January 5, 1966.

CHRIS L. WHEELER
 State Engineer

Recorded in State Record of Water Right Certificates, Volume 24, page 32753