

SUPERCEDED 45397  
CERTIFICATE NO.STATE OF OREGON  
COUNTY OF JACKSON

Partial Canceled - sp. or Rec. Vol. 30 P. 93

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That LOREN R. MESSENGER

of 160 Reiten Drive, Ashland, 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 a well

a tributary of Clayton Creek (Neil Creek) for the purpose of supplemental irrigation of 15.6 acres

under Permit No. G-3448 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 September 20, 1966

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 0.20 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 $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within Smith DLC 55, Section 24, T. 39 S., R. 1 E., W. M. Well located: 540 feet South and 80 feet West from NE Corner, Smith DLC 55.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; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein,

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:

1.9 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
 2.1 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
 Both as projected within Smith DLC 55  
 3.3 acres Lot 1 (SE $\frac{1}{4}$  NE $\frac{1}{4}$ )  
 5.3 acres Lot 2 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
 2.3 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
 0.7 acre NW $\frac{1}{4}$  SE $\frac{1}{4}$   
 Both as projected within Smith DLC 55  
 Section 24  
 T. 39 S., R. 1 E., 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 date. February 28, 1973

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 30, page 38955

affidavit to cancel part Sept. 13, 1977