

Spec. Or. Vol. ²⁶ 278
 Superseded by
 Cert. No. 42871

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

This Is to Certify, That CALDWELL DITCH COMPANY

of Cove, State of Oregon, has a right to the use of the waters of Mill Creek

a tributary of Catherine Creek and the Grande Ronde River for the purpose of irrigation of 383.2 acres from May 1st to September 1st of each year, and six consecutive Sundays thereafter from 6 p.m. Saturday until 6 p.m. Sunday, and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Union County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 1, at page 207; that the priority of the right thereby confirmed dates from 1866;

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 3.39 cubic feet per second.

*Amended
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The point of diversion is located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 23, Township 3 South, Range 40 East, W.M.

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

- | | |
|--|--|
| 3.5 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$ | 31.5 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$ |
| 40.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$ | 38.0 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$ |
| 37.7 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$ | 18.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$ |
| 37.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$ | 14.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$ |
| 34.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$ | 8.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ |
| 21.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$ | Section 22 |
| 30.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$ | 13.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ |
| 30.5 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$ | 3.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$ |
| 24.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ | Section 23 |
| Section 15 | T. 3 S., R. 40 E., W.M. |

Certificate of water right issued to Caldwell Ditch Company and recorded at page 332, Volume 1, State Record of Water Right Certificates confirms the right to the use of water for irrigation of 385.5 acres. Subsequently, the right to the use of water appurtenant to 2.3 acres was canceled by order of the State Engineer entered October 10, 1974. This certificate is issued to confirm the remaining right to the use of water for irrigation and supersedes the certificate heretofore issued to Caldwell Ditch Company.

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 October 21, 1974.

CHRIS L. WHEELER
 State Engineer

Recorded in State Record of Water Right Certificates, Volume 33, page 40978