

Canceled Sp. Or. Vol. 51 p. 548

STATE OF OREGON

COUNTY OF JACKSON

Superseded by
Cert No. 74512

CERTIFICATE OF WATER RIGHT

This Is to Certify, That FRED and MARTHA RAPP

of Talent, State of Oregon, has
a right to the use of the waters of Wagner Creek

a tributary of Bear Creek for the purpose of
domestic, stock and irrigation

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 WATER RESOURCES DIRECTOR, in Volume 4, at page 1; that the priority of the right thereby confirmed dates from 1852 for 0.222 cfs, 1854 for 0.34 cfs, and 1864 for 1.25 cfs 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 the limitations contained in said decree.

The point of diversion is located in the Wagner and Thornton Ditch, 1852 priority; Rockefeller Ditch, 1854 priority; and Davenport Ditch, 1864 priority.

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

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SUPERSEDED BY
CERT. NO. 86776

CANCELED

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CANCELED

PRIORITY 1852 16.4 acres

9.10 acres NE 1/4 SW 1/4
0.90 acre NW 1/4 SW 1/4
0.20 acre SW 1/4 NW 1/4
6.20 acres SE 1/4 NW 1/4

Section 26

Township 38 South, Range 1 West, WM

PRIORITY 1854 30.34 acres

0.10 acre SW 1/4 SW 1/4
0.90 acre SE 1/4 SW 1/4
0.30 acre NW 1/4 SW 1/4
12.50 acres NE 1/4 SW 1/4
2.54 acres NE 1/4 SE 1/4
14.00 acres SW 1/4 NE 1/4

Section 26

Township 38 South, Range 1 West, WM

PRIORITY 1864 21.3 acres

3.70 acres NE 1/4 NW 1/4
Section 35
6.50 acres SE 1/4 SW 1/4
2.70 acres NW 1/4 SE 1/4
8.4 acres NE 1/4 SE 1/4

Section 26

Township 38 South, Range 1 West, WM

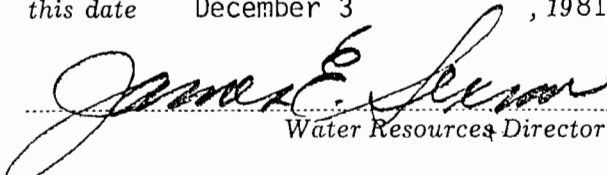
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 16056, Volume 13, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered on July 24, 1980, (PC 80-7).

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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 Water Resources Director, affixed

this date December 3, 1981.


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 44, page 50371 CANCELED