

Superseded by 52184
Cert. No. 52184

STATE OF OREGON

COUNTY OF DESCHUTES

Part Canceled Sp.Or.Rec.Vol. 38 p. 313

CERTIFICATE OF WATER RIGHT

This Is to Certify, That MARGARETHA & F.C. NOOTNAGLE and J.W. BERRY

of Sisters, State of Oregon 97759, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Cold Springs, Trout Creek and Nootnagle Reservoir, constructed under Permit R-381 a tributary of Squaw Creek for the purpose of irrigation of 280.0 acres and supplemental irrigation of 180.0 acres

under Permit No. 3143 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 January 29, 1916 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 5.56 cubic feet 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

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,

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:

PRIMARY

40.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
40.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
40.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
40.0 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 28

40.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
10.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
20.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
20.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
10.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 29

20.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 30

Township 14 South, Range 10 East, WM

SEE NEXT PAGE

SUPPLEMENTAL

20.0 acres SW¹/₄ NW¹/₄
10.0 acres SE¹/₄ NW¹/₄
30.0 acres NW¹/₄ SW¹/₄
20.0 acres NE¹/₄ SW¹/₄
Section 29

40.0 acres SE¹/₄ NE¹/₄
40.0 acres NE¹/₄ SE¹/₄
20.0 acres SE¹/₄ SE¹/₄
Section 30

Township 14 South, Range 10 East WM

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 7428, Volume 7, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered November 18, 1983.

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.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described, and is subject to minimum flows established by the Water Policy Review Board with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. February 10, 1984

/s/ WILLIAM H. YOUNG.....

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 46 , page 51843

CANCELED