

STATE OF OREGON  
COUNTY OF                      DOUGLAS

CANCELLED 40 P. 11

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That**                      GEORGE E. AND FRANCES G. FENN

of Box 8, Henderer Road, Elkton, State of Oregon 97436, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Umpqua River

a tributary of Pacific Ocean                      for the purpose of irrigation of 35.1 acres

under Permit No. 22010 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 December 29, 1952

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 0.32 cubic foot per second, if available at the original point of diversion, NE 1/4 NE 1/4 as projected within Gardner DLC 51, Section 20, T22S, R8W, WM; 350 feet South and 25 feet West from NE Corner, Section 20

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 SW 1/4 as projected within Allensworth DLC 46, Section 16, T22S, R8W, WM; 1440 feet North and 1170 feet East from SW Corner, Section 16.

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 1/2 acre-feet per acre for each acre irrigated during the irrigation season of each year

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:

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**CANCELED**

- 5.6 acres NW 1/4 SW 1/4, as projected within S. Allensworth DLC 46
- 10.8 acres SW 1/4 SW 1/4, as projected within S. Allensworth DLC 46
- 4.0 acres SW 1/4 SW 1/4, as projected within J. Gardner DLC 51  
Section 16
- 0.7 acre SE 1/4 SE 1/4, as projected within S. Allensworth DLC 46
- 7.5 acres SE 1/4 SE 1/4, as projected within J. Gardner DLC 51  
Section 17
- 6.5 acres NE 1/4 NE 1/4, as projected within J. Gardner DLC 51  
Section 20  
Township 22 South, Range 8 West, WM

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered January 21, 1980, and together with the cancellation order entered December 10, 1984 supersedes certificate of water right recorded at page 24336, Volume 17, State Record of Water Right Certificates.

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 14, 1985

...../s/.....William H. Young.....  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 47 , page ~~52764~~