

STATE OF OREGON

COUNTY OF CLATSOP

CERTIFICATE OF WATER RIGHT

9733

THIS IS TO CERTIFY, That the DELLMOOR CRANBERRY COMPANY, of Warrenton, 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 Cullaby Creek, a tributary of Cullaby Lake, for the purpose of Flooding Cranberry Bogs, under Permit No. 9739 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 July 15, 1930; 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 15.0 cubic feet per second, and shall be further limited to not to exceed 6.0 acre feet per acre per annum nor more than 0.75 acre foot per acre throughout any thirty-day period. The point of diversion is located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  and SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 27, Township 7 North, Range 10 West, W. M. The use hereunder for irrigation shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the lands irrigated under the right hereby confirmed, and to which such right is appurtenant (if for irrigation, or any other purpose), is as follows:

5 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
5 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$  (Lot 1),  
20.36 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$  (Lot 2),  
30 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
7.5 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$  (Lot 4),  
40 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Section 27,  
Township 7 North, Range 10 West, W. M.

The right to the use of the water for any purpose is restricted to the lands or place of use herein described.

After the expiration of fifty years from the date of this certificate or on the expiration of any federal power license issued in connection with this right, and after not less than two years notice in writing to the holder hereof, the State of Oregon, or any municipality thereof, shall have the right to take over the dams, plants and other structures and all appurtenances thereto which have been constructed for the purpose of devoting to beneficial use the water rights specified herein, upon condition that before taking possession the State or municipality shall pay not to exceed the fair value of the property so taken, plus such reasonable damages, if any, to valuable, serviceable and dependable property of the holder of this certificate, not taken over, as may be caused by the severance therefrom of the property taken in accordance with the provisions of Section 47-508, Oregon Code 1930.

WITNESS the signature of the State Engineer,  
affixed this 10th day of October, 1932.

SUPERSEDED BY

DEPT. NO. 86243

State Engineer.

Recorded in State Record of Water Right Certificates, Volume 9, page 9733.

Superseded by  
Cert. No. 8775

Cancelled due to  
T. 2247, Sp. Or.  
Vol 67 P. 204

Cancelled due to  
T. 2247, Sp. Or.  
Vol 67 P. 204

See Affidavits in file 13573