

Application for a Permit to Use Ground Water



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

NAME <i>Stuart and Megan Hills</i>		PHONE (HM) <i>(541) 403-1289</i>	
PHONE (WK) <i>(541) 523-3870</i>	CELL <i>(541) 403-1289</i>	FAX <i>(541) 523-2165</i>	
ADDRESS <i>422 78 Washington Gulch Rd.</i>			
CITY <i>Baker City</i>	STATE <i>OR</i>	ZIP <i>97814</i>	E-MAIL* <i>shills 78@yahoo.com</i>

Organization Information

NAME		PHONE		FAX
ADDRESS			CELL	
CITY	STATE	ZIP	E-MAIL*	

Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT / BUSINESS NAME		PHONE		FAX
ADDRESS			CELL	
CITY	STATE	ZIP	E-MAIL*	

Note: Attach multiple copies as needed

* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land-use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water-right holders to get water to which they are entitled.

I (we) affirm that the information contained in this application is true and accurate.

Stuart Hills
Applicant Signature
Megan Hills
Applicant Signature

Stuart Hills
Print Name and title if applicable
Megan Hills
Print Name and title if applicable

10/27/14
Date
10/27/14
Date

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SECTION 3: WELL DEVELOPMENT, CONTINUED

Total maximum rate requested: 1.85 GFS or 820 GPM (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

The table below must be completed for each source to be evaluated or the application will be returned. If this is an existing well, the information may be found on the applicable well log. (If a well log is available, please submit it in addition to completing the table.) If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner to obtain the necessary information.

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
1	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	10"		100' - 350'	Minimum 20'		basalt, bedrock	350'	up to 820	up to 3.5
2	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	10"		100' - 350'	Minimum 20'		basalt, bedrock	350'	up to 820	up to 3.5
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.
 ** A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.
 *** Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

6-17-14

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SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Supplemental irrigation	May 1 - October 31	3.5 AF/acre
Primary irrigation	May 1 - October 31	3.0 AF/acre

Exempt Uses: Please note that 15,000 gallons per day for single or group **domestic** purposes and 5,000 gallons per day for a single **industrial or commercial** purpose are exempt from permitting requirements.

For irrigation use only:
 Please indicate the number of primary and supplemental acres to be irrigated (*must match map*).
 Primary: 28 Acres Supplemental: 121.5 Acres
 List the Permit or Certificate number of the underlying primary water right(s): Certificate #: 4446
and 83236
 Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 3.5 AF/acre

- If the use is **municipal or quasi-municipal**, attach **Form M**
 - If the use is **domestic**, indicate the number of households: _____
 - If the use is **mining**, describe what is being mined and the method(s) of extraction: _____
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SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

What equipment will you use to pump water from your well(s)?

- Pump (give horsepower and type): 30-40 hp turbine
- Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. We currently have buried pressurized mainline and wheel lines. We will add on to our main line to convey water from the well into our pressurized system. We will also add to pressurized main line into area of new primary water right.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)

Application is currently done with wheel lines and hand lines. In the future we will add pivots and hose-reel systems.

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters.

I am requesting 1.85 CFS to make up for a deficiency in our primary water right of 1/40th CFS for 122 acres. I am also requesting this volume to add primary water right to 28 acres of our farm and pasture land. The well water will be kept within the irrigation system to prevent damage and contamination to streams and habitat.

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

If you would like to store ground water in a reservoir, complete this section (if more than one reservoir, reproduce this section for each reservoir).

Reservoir name: NA Acreage inundated by reservoir: NA

Use(s): NIT

Volume of Reservoir (acre-feet): NIT Dam height (feet, if excavated, write "zero"): _____

Note: If the dam height is greater than or equal to 10.0' above land surface AND the reservoir will store 9.2 acre feet or more, engineered plans and specifications must be approved prior to storage of water.

SECTION 7: USE OF STORED GROUND WATER FROM THE RESERVOIR

If you would like to use stored ground water from the reservoir, complete this section (if more than one reservoir, reproduce this section for each reservoir).

Annual volume (acre-feet): NA

USE OF STORED GROUND WATER	PERIOD OF USE
<u>NA</u>	

SECTION 8: PROJECT SCHEDULE

Date construction will begin: May 2015

Date construction will be completed: June 2019

Date beneficial water use will begin: July 2015 - July 2019

SECTION 9: WITHIN A DISTRICT

Check here if the point of diversion or place of use are located within or served by an irrigation or other water district.

Irrigation District Name	<u>NA</u>		Address
City	State	Zip	

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SECTION 10: REMARKS

Use this space to clarify any information you have provided in the application (*attach additional sheets if necessary*).

- 1.) Water right certificate 83236 describes 20 acres of primary water right in SENE of section 10. The water right map shows an area smaller than this. I am applying for a primary water right for the acreage not covered by a primary right and a secondary or supplemental for the acreage already covered by a primary right.
- 2.) I plan to construct only one well if the proposed water flow is achieved from the first well.
- 3.) I plan to construct new main line coming off the existing buried main line to convey water to the previously non-irrigated acreage in SENE of section 10.
- 4.) 1.85 CFS is equal to $\frac{1}{80}$ th CFS per acre for 121.5 acres of secondary water rights and $\frac{1}{80}$ th CFS per acre for 28 acres of primary water rights.

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Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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Land Use

Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

Applicant: Stuart Hills
First Last

Mailing Address: 42278 Washington Gulch Rd.

Baker City OR 97814 Daytime Phone: (541) 403-1289
City State Zip

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:		Proposed Land Use:	
95	39E	10	NENE	100	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	EFU
95	39E	10	SENE	100	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	EFU
95	39E	11	NWNW	300	EFU	<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	EFU
95	39E	11	SWNW	300, 301, 302	EFU	<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	EFU

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water Water Right Transfer Permit Amendment or Ground Water Registration Modification
 Limited Water Use License Allocation of Conserved Water Exchange of Water

Source of water: Reservoir/Pond Ground Water Surface Water (name) _____

Estimated quantity of water needed: 1.85 cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for _____ household(s)
 Municipal Quasi-Municipal Instream Other _____

Briefly describe:

Use of ground water for irrigation of farm and pasture land.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

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See bottom of Page 3. →

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): BC20 2014-01 Chapter 410.02
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Name: Kelly Housley - Glover Title: Planner
 Signature: [Signature] Phone: 541-523-8219 Date: 11/4/14
 Government Entity: Baker County Planning Department

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.



Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ **RECEIVED BY OWRD** Date: _____

WARRANTY DEED

Betty E Green herein after called Grantor, convey(s) to Stuart Hills and Meggan Hills, husband and wife herein after called Grantee, the following described real property situated in the County of Baker, State of Oregon, described as:

A portion of the West half of the Northwest quarter of Section 11 and the East half of the Northeast quarter of Section 10, Township 9 South, Range 39 East of the Willamette Meridian, in the County of Baker and State of Oregon, more particularly described as follows:
Parcel 1, Parcel 2 and Parcel 3 of Partition Plat P2010-009 recorded July 27, 2010 in Book 10 30 0072.

ETC #19019

and covenants that grantor is the owner of the above-described property free of all encumbrances except covenant(s) conditions, restrictions, reservations, assessments, easements, rights of way of record or visible thereon; shortages in acreages, boundary disputes, encroachments or any other matters which a true and accurate survey would reveal; and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

The true consideration for this conveyance is \$750,000.00.

Dated this 30th day of July, 2010

Betty E Green
Betty E Green

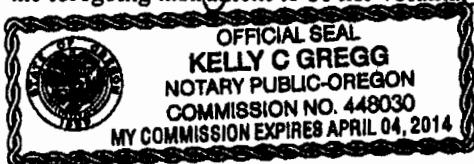
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STATE OF OREGON
COUNTY OF Baker } SS:

SALEM, OR

On July 30, 2010 personally appeared the above-named Betty E Green and acknowledged the foregoing instrument to be her voluntary act and deed.



Before me:
Kelly C Gregg
My appointment expires 4/4/14

G-17960

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

This is to Certify, That FOUNTAIN BEACAT

of Baker, State of Oregon, has a right to the use of

the waters of Washington Gulch, tributary of Powder River,

for the purpose of the irrigation of 122 acres of land,

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Baker County, and the said decree entered of record at Salem, in the Order Record of the STATE WATER BOARD of the State of Oregon, in Volume six, at page 291; that the priority of the right thereby confirmed dates from 1867;

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 one-fortieth of one cubic feet per second per acre, and shall be subject to all other conditions and limitations contained in said decree.

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

40 acres in the Northeast quarter of Northeast quarter; 4 acres in the Southeast quarter of Northeast quarter of Section Ten; 40 acres in the Northwest quarter of Northwest quarter; 38 acres in the Southwest quarter of Northwest quarter of Section Eleven, Township Nine South, Range Thirty-nine East of Willamette Meridian, in Baker County, Oregon.

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

WITNESS the seal and signature of the State Water Board, affixed this 15th day of February, 1923.

STATE WATER BOARD

(Seal of State Water Board)

By FERDY A. COPIER, State Engineer, President

Attest:

R. W. POMER, Secretary

Recorded in State Record of Water Right Certificates, Volume 6, page 4446.

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

POCAHONTAS FARMERS DITCH COMPANY
BAKER CITY, OR 97814

confirms the right to use the waters of (see streams listed in Table I.) for IRRIGATION of 1588.53 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Baker County. The decree is of record at Salem, in the Order Record of the Water Resources Department in Volume 6 at Page 291. The date of priority is (see individual names and priority dates listed in Table I.).

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of 1/40 of one cubic foot per second, or its equivalent for each acre irrigated, and shall be subject to all other conditions and limitations contained in the decree.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

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TABLE I. - AUTHORIZED PLACE OF USE and PRIORITY DATES

TWP	RNG	MER	SEC	Q-Q	ACRES	PRIORITY	NAME	SOURCE
9S	39E	W.M.	4	NENW	5.00	1863: 25.00 AC	DORCAS BROWN	MILL & MARBLE CREEKS
9S	39E	W.M.	4	NWNW	5.00			
8S	39E	W.M.	33	SWSW	10.00			
8S	39E	W.M.	33	SESW	5.00			
9S	39E	W.M.	5	SWNW	40.00	1863: 141.55 AC	P. CRABILL	MARBLE & MILL CREEKS, SPRING CREEK & SPRINGS, CRABIL SPRINGS & SWAMP, KELLEY SPRINGS & CAVIN SPRINGS
9S	39E	W.M.	5	NWSW	22.00			
9S	39E	W.M.	6	SENE	40.00			
9S	39E	W.M.	6	NESE	39.55			
9S	39E	W.M.	4	NENW	30.00	1863: 60.00 AC 1873: 50.00 AC	JULIA A. BROWN	MARBLE & MILL CREEKS, SPRING CREEK, MCCORD GULCH & SPRING
9S	39E	W.M.	4	NWNW	30.00			
8S	39E	W.M.	32	SWSE	25.00			
8S	39E	W.M.	32	SESE	25.00			
8S	39E	W.M.	33	SWNW	40.00	1864: 160.00 AC	JAMES AKERS	MILL & MARBLE CREEKS
8S	39E	W.M.	33	SENE	40.00			
8S	39E	W.M.	33	NESW	40.00			
8S	39E	W.M.	33	NWSW	40.00			
9S	39E	W.M.	4	NWSE	32.00	1866: 68.00 AC	A. CAVINESS	SALMON & HIBBARD CREEKS
9S	39E	W.M.	4	SWSE	40.00	1906: 4.00 AC		
9S	39E	W.M.	4	NESE	33.28	1866: 62.00 AC	JOHN H. LEW	SALMON & HIBBARD CREEKS, MARBLE, MILL, AND GOODRICH FOR ALL LANDS, BUT WITH DATE OF 1906
9S	39E	W.M.	4	SESE	40.00	1906: 11.28 AC		
8S	39E	W.M.	32	NESE	40.00	1869: 80.00 AC	J.M. BOWLES	MILL & MARBLE CREEKS
8S	39E	W.M.	32	NWSE	40.00			
9S	39E	W.M.	3	NESW	40.00	1872: 165.00 AC 1906: 75.00 AC	J.M. MASTERS	SPRINGS & SEEPAGE FROM LANDS OF MASTERS & YOUNG FOR ALL LAND AND DATES, MARBLE, MILL & GOODRICH CREEKS FOR ALL LANDS BUT WITH DATE 1906
9S	39E	W.M.	3	SESW	40.00			
9S	39E	W.M.	10	NENW	40.00			
9S	39E	W.M.	10	SENE	40.00			
9S	39E	W.M.	10	NWNE	40.00			
9S	39E	W.M.	10	SWNE	40.00			

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G-17960

TABLE I. - AUTHORIZED PLACE OF USE and PRIORITY DATES

TWP	RNG	MER	SEC	Q-Q	ACRES	PRIORITY	NAME	SOURCE
9S	39E	W.M.	6	NESW	11.00	1879: 50.00 AC 1908: 11.70 AC	JAMES CAVIN	MARBLE & MILL CREEKS, CAVIN SPRINGS IN THE SESW OF SECTION 6
9S	39E	W.M.	6	NWSE	40.00			
9S	39E	W.M.	6	SWSE	10.70			
9S	39E	W.M.	6	SWNE	33.00	1880: 5.00 AC 1890: 25.00 AC 1899: 25.00 AC	JOHH CAVIN	MARBLE & MILL CREEKS, CAVIN SPRINGS IN THE SENW OF SECTION 6 & ROBERT SPRINGS IN THE NESW OF SECTION 6
9S	39E	W.M.	6	SENE	22.00			
8S	39E	W.M.	32	NESW	40.00	1888: 60.00 AC 1899: 100.00 AC	HUGH DOHERTY	MARBLE, MILL & GOODRICH CREEKS
8S	39E	W.M.	32	NWSW	40.00			
8S	39E	W.M.	32	SWSW	40.00			
8S	39E	W.M.	32	SESW	40.00			
9S	39E	W.M.	2	NESW	40.00	1906: 50.00 AC	D. FRED INDERMUHL	MARBLE, MILL & GOODRICH CREEKS & A SPRING IN THE SENW OF SECTION 11
9S	39E	W.M.	11	NENW	10.00			
9S	39E	W.M.	3	SWSW	40.00	1906: 80.00 AC	A.N. YOUNG	MARBLE, MILL & GOODRICH CREEKS AND SPRINGS & SEEPAGE ON OWN LAND
9S	39E	W.M.	3	NWSW	40.00			
9S	39E	W.M.	3	NWSE	40.00	1906: 160.00 AC	G.F. GARDNER & G.W. ADAMS	MARBLE, MILL & GOODRICH CREEKS & SEEPAGE FROM LANDS OF MASTERS & YOUNG
9S	39E	W.M.	3	NESE	40.00			
9S	39E	W.M.	3	SWSE	40.00			
9S	39E	W.M.	3	SESE	40.00			
9S	39E	W.M.	10	NENE	40.00	1906: 120.00 AC	FOUNTAIN SEACAT	MARBLE, MILL & GOODRICH CREEKS
9S	39E	W.M.	10	SENE	20.00			
9S	39E	W.M.	11	NWNW	40.00			
9S	39E	W.M.	11	SWNW	20.00			
TOTAL:					1588.53			

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The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

This certificate describes that portion of the water right confirmed by Certificate 4416, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered MAR 05 2007, and recorded in Special Order Volume 71, Page 276, canceling a portion of the water right. This certificate supersedes Certificate 4416.

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.

WITNESS the signature of the Water Resources Director, affixed MAR 05 2007.



Phillip C. Ward, Director

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SALEM, OR

Decree/c4416-cancel-rr

Recorded in State Record of Water Right Certificates numbered 83236.
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