

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

This Is to Certify, That SAMS VALLEY ORCHARD, INC.

of P. O. Box 647, Medford, 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 Bender Reservoir constructed under App. No. R-29895, Per. No. R-1741 a tributary of Rogue River for the purpose of supplemental irrigation under Permit No. 23542 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 April 13, 1955.

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 4.5 acre feet of stored water only,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 36, Township 35 South, Range 3 West, W.M.

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 ~~per acre~~ a diversion of 4 $\frac{1}{2}$ acre feet per acre or its equivalent for each acre irrigated during the irrigation season of each year and shall be further limited to a total diversion of not to exceed 4.5 acre feet per year, ~~-of one cubic foot per second~~

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:

16.0 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$
5.0 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$
36.0 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 36
Township 35 South, Range 3 West, W.M.

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 State Engineer, affixed

this 28th day of March, 1958.

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 17, page 23747