

STATE OF OREGON

COUNTY OF JACKSON

OREGON RECORD NO. 48765

CERTIFICATE OF WATER RIGHT

This Is to Certify, That STELLA and EMERSON MERRICK, LAWRENCE DUNSHEE, DAVID L. and DORIS E. GILES, JOHN W. EEK and E. E. SHARP

of Jacksonville, State of Oregon, has a right to the use of the waters of Little Applegate River

a tributary of Applegate River for the purpose of irrigation of 30.0 acres and domestic and stock use and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Jackson County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 4, at page 1; that the priority of the right thereby confirmed dates from 1886 for 0.282 cubic foot per second for the irrigation of 11.0 acres; 1871 for 0.18 c.f.s. for the irrigation of 7.0 acres; 1902 for 0.30 c.f.s. for the irrigation of 12.0 acres; and for domestic and stock use; 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 0.762 cubic foot per second.

The point of diversion is located in the NW¼, NE¼, NE¼, N¼, Section 29, T. 39 S., R. 2 W., W. M. SE¼, NE¼, Section 24, T. 39 S., R. 3 W., W. M. Diversion points located below:

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

<u>Giles</u>			
Priority date	<u>1886</u>	<u>1902</u>	
	1.5 acres	1.1 acres	NE¼ NE¼
		3.0 acres	NW¼ NE¼
	2.5 acres		SE¼ NE¼
<u>Dunshee</u>			
Priority date	<u>1871</u>	<u>1886</u>	
	7.0 acres	3.0 acres	NW¼ NE¼
<u>EEK</u>			
Priority date	<u>1902</u>		
	2.0 acres		NE¼ NE¼
<u>Sharp</u>			
Priority date	<u>1902</u>		
	2.4 acres		NE¼ NE¼
	3.5 acres		SE¼ NE¼
	Section 24		
	T. 39 S., R. 3 W., W. M.		

Merrick  
Priority date 1886  
4.0 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
Section 24  
T. 39 S., R. 3 W., W. M.

Diversion points located: Giles - Pump: 860 feet North and 1055 feet West from E $\frac{1}{4}$  Corner, Section 24, T. 39 S., R. 3 W., W. M. Dunshee and Merrick - Gin Lin Ditch: 1430 feet North and 1905 feet West from E $\frac{1}{4}$  Corner, Section 29; Eek and Sharp - Upper Phillips Ditch: 680 feet South and 9 feet West from N $\frac{1}{4}$  Corner, Section 29, T. 39 S., R. 2 W., W. M.

Certificate of water right issued to Harley Hall and Ernest Foreman and recorded at page 16398, Volume 13, State Record of Water Right Certificates, confirms the right to the use of water for domestic, stock and irrigation of 31.5 acres. Subsequently, the right to the use of water appurtenant to 1.5 acres was canceled by order of the State Engineer entered September 2, 1965 and changes in points of diversion and place of use by orders entered June 3, 1947, October 23, 1959, May 26, 1965, May 11, 1966 and May 17, 1967. This certificate is issued to confirm said changes and include the remaining right not involved in the changes and supersedes the certificate heretofore issued to Harley Hall and Ernest Foreman.

*And said right shall be subject to all other conditions and limitations contained in said decree. 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 date February 26, 1971.

CHRIS L. WHEELER

State Engineer