

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That L. E. AND A. C. MILLARD

of Applegate, State of Oregon 97530, has a right to the use of the waters of O'Brien and Sturgis Forks of Carberry Fork of Applegate River

a tributary of Applegate River for the purpose of domestic, stock, and irrigation of 34.5 acres

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 WATER RESOURCES DIRECTOR, in Volume 16, at page 523; that the priority of the right thereby confirmed dates from 1857 for 0.089 cubic foot per second; 1906 for 0.227 cubic foot per second 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 0.316 cubic foot per second.

The point of diversion is located in the Sturgis Fork: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 15, Township 40 South, Range 5 West, W.M.; O'Brien Fork: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 12, Township 40 South, Range 5 West, W.M.

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

7.5 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
 10.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
 17.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 5
 T. 39 S., R. 4 W., W.M.

(Note: The foregoing right is supplemental to the right allowed claimants to the use of water from Thompson Creek as set out in Paragraph 295 supra.)

The supplemental right allowed herein is limited to use on the land to which it is appurtenant in an amount not exceeding 0.0094 cubic foot per second of water for each acre irrigated during the irrigation season and the quantity used from all sources shall not exceed 0.0143 cubic foot per second of water for each acre irrigated during the irrigation season.)

Certificate of water right issued to L. E. and A. C. Millard and recorded at page 32989, Volume 25, State Record of Water Right Certificates confirms the right to the use of water for domestic, stock and irrigation of 35.0 acres. Subsequently, the right to the use of water for irrigation appurtenant to 0.5 acre was canceled by order of the Water Resources Director entered September 11, 1975. This certificate is issued to confirm the remaining right to the use of water for domestic, stock and irrigation and supersedes the certificate heretofore issued to L. E. and A. C. Millard.

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 Water Resources Director, affixed

this date March 24, 1976.

JAMES E. SEXSON

Water Resources Director