

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

LYNN R. STONE AND JOYCE I. STONE

of **Kerby**

State of Oregon, 97531, has

a right to the use of the waters of
Sucker Creeka tributary of **Illinois River**
irrigating **18.5 acres**

for the purpose of

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for **Josephine** County, and the said decree entered of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 1, at page 252; that the priority of the right thereby confirmed dates from 1857

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 **0.37 cubic foot per second**.

The point of diversion is located in the **NW $\frac{1}{4}$ SE $\frac{1}{4}$** , Section 31, T. 39 S., R. 7 W., W. M.

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

TRACT 1:

6.5 acres **NE $\frac{1}{4}$ SE $\frac{1}{4}$**
Section 35
T. 39 S., R. 8 W., W. M.

being within the parcel described as follows:

Beginning at the South 1/16 corner of Sections 35 and 36, Township 39 South, Range 8 West of the Willamette Meridian; thence North 378.8 feet to a point 969.9 feet South of the East Quarter corner of Section 35 to angle point No. 8 Price Survey, dated February 9, 1953, at the corner of Old Fences at North and South 89° 35' West; thence South 89° 35' West, 494.8 feet along the old fence line to angle point No. 7 of Price Survey; thence South 88° 03' West, 372.0 feet along an old fence line to angle point No. 6 of Price Survey; thence North 78° 47' West 163.2 feet along an old fence line to angle point No. 5 of Price Survey on East line of County Road; thence Southerly along East side of County Road 393.2 feet, more or less, to a point due West of the South 1/16 Section corner of Section 35 and 36; thence Easterly to the South 1/16 Section corner of Section 35 and 36, the point of beginning.

TRACT 2:

5.5 acres **SE $\frac{1}{4}$ SE $\frac{1}{4}$**
Section 35
T. 39 S., R. 8 W., W. M.

being within the parcel described as follows:

Beginning at the Northeast corner of Government Lot 1 in Section 35, Township 39 South, Range 8 West of the Willamette Meridian; thence running South to the center of the channel of Sucker Creek; thence Westerly following the center of the channel of said Creek to its intersection with the North line of Government Lot 1 of said Section 35; thence East to the point of beginning.

TRACT 3:

6.5 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 35
T. 39 S., R. 8 W., W. M.

being within the parcel described as follows:

Beginning at a point from which the Quarter Section corner between Sections 35 and 36, Township 39 South, Range 8 West of the Willamette Meridian bears North 587.6 feet distant and being the Northeast corner of that tract of land conveyed to A. J. Houck and wife by deed recorded in Book 112, Page 456; thence South 89° 28' West 749.2 feet; thence South 1° 10' East 165.5 feet; thence North 87° 40' West 292.7 feet; thence South 3° 14' East 203 feet; thence South 78° 47' East, 163.2 feet; thence North 88° 03' East 372 feet; thence North 89° 35' East 494.8 feet to a point which is the Southeast corner of the aforementioned Houck Tract; thence North 392.3 feet to the point of beginning. EXCEPT any portion that might lie within public roads.

An order of the Water Resources Director entered April 19, 1976 approved a change in place of use for the irrigation of 2.5 acres. This certificate is issued to confirm the remaining right not involved in the change and supersedes the certificate heretofore issued to Lynn R. Stone and Joyce I. Stone recorded at Page 30548, Volume 22, State Record of Water Right Certificates.

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, and is subject to the existing minimum flow policies established by the Water Policy Review Board. WITNESS the signature of the Water Resources Director, affixed

this date August 30 19 76

.....James E. Sexson.....
Water Resources Director