

STATE OF OREGON

COUNTY OF

JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That J. W. FITZGERALD

of Route 2 Box 469, Gold Hill, State of Oregon 97525, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Cardwell Creek

a tributary of Rogue River for the purpose of irrigation of 18.9 acres

under Permit No. 21585 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 July 1, 1952

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 0.27 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 26, T. 35 S., R. 3 W., W.M.; 1900 feet South and 2580 feet West; 1830 feet South and 2400 feet West; both from the NE Corner, Section 26

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

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:

0.1 acre NW $\frac{1}{4}$ NW $\frac{1}{4}$

1.2 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 25

6.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$

1.0 acre SW $\frac{1}{4}$ NE $\frac{1}{4}$

10.6 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 26

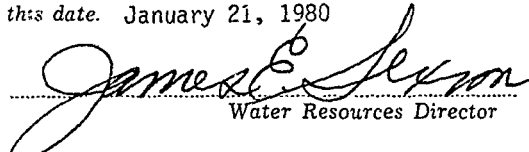
T. 35 S., R. 3 W., W.M.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 37376, Volume 29, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered October 26, 1979, approving transfer application No. 4276. The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

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. January 21, 1980


Water Resources Director