

## STATE OF OREGON

COUNTY OF JOSEPHINE

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** ORA SMITH

of Kerby, State of Oregon 97531, has  
a right to the use of the waters of  
Sucker Creek

a tributary of East Fork Illinois River for the purpose of  
irrigation of 77.92 acres

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 & 5, at page 253 & 398 that the priority of the right thereby confirmed dates from 1858 for Tract No. 1; 1908 for Tract No. 2;

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 0.89 cubic foot per second, and that the use of water for irrigation purposes shall be confined to the season April 1 to October 31 of each year;

The point of diversion is located in the NW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 29, T. 39 S., R. 7 W., W.M.; White Ditch - 1600 feet North and 1650 feet West from SE Corner, Section 29.

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

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Tract 1

7.55 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
2.99 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
1.12 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
6.40 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
8.64 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
22.48 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 25  
T. 39 S., R. 8 W., W.M.

Tract 2

12.45 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
9.51 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
4.08 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
2.70 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 25  
T. 39 S., R. 8 W., W.M.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 7153, Volume 7, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on May 9, 1980, approving transfer application No. 4478.

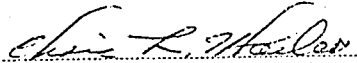
The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

*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

October 28, 1980 .

  
Deputy Water Resources Director