

STATE OF OREGON

COUNTY OF

JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That FLOYD SMITH

of Grants Pass, State of Oregon, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Applegate River

a tributary of Rogue River for the purpose of irrigation of 22.5 acres

under Permit No. E-35 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 rights hereby confirmed dates from October 18, 1909;

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 0.28 cubic foot per second, if available at the original point of diversion, SW 1/4 NW 1/4, Section 35, T37S, R5W, WM; Swinden and Bunch Ditch - 1,240 feet North and 1,300 feet East from W 1/4 Corner, Section 35.

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 1/4 NE 1/4, Section 1, T38S, R5W, WM, Laurel Hill Ditch - 125 feet North and 500 feet East from C 1/4 Corner, Section 1

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-eightieth of one cubic foot per second per acre,

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:

22.5 acres NW 1/4 NE 1/4
Section 28
Township 37 South, Range 5 West, WM

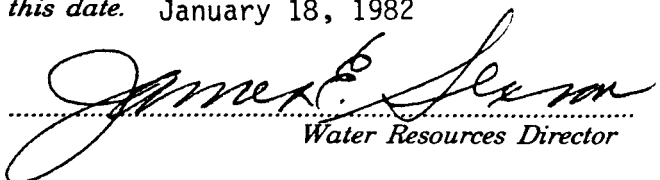
This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered November 8, 1961 and together with certificate of water right recorded at page 50150, Volume 44, State Record of Water Right Certificates and orders approving Transfer Applications S-110 and S-157, supersedes Certificate 443.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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 18, 1982


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 44, page 50551