

STATE OF OREGON

COUNTY OF

JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

CHARLES E. KIMMELL

of PO Box 562, Eagle Point, State of OR 97524, has a right to the use of the waters of Little Butte Creek

a tributary of Rogue River for the purpose of irrigation of 0.25 acre

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 14, at page 498; that the priority of the right thereby confirmed dates from 1908

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 0.006 cubic foot per second, if available at the original point of diversion; SE 1/4 SW 1/4, Section 3, T36S, R1W, WM; 220 feet North and 1615 feet West from SE corner J.J. Fryer DLC 46

The point of diversion is located in the SE 1/4 SW 1/4, as projected within J.J. Fryer DLC 46, Section 3, T36S, R1W, WM; 1175 feet North and 1140 feet West from S 1/4 corner Section 3.

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

0.25 acre SE 1/4 SW 1/4
Section 3
Township 36 South, Range 1 West, WM

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered September 5, 1978, and together with certificate of water right recorded at page 46674, Volume 39, State Record of Water Right Certificates, supersedes certificate 45504.

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.

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 January 22, 1987

/s/ William H. Young
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 55478