

STATE OF OREGON

COUNTY OF

JOSEPHINE

CERTIFICATE OF WATER RIGHT

This is to certify, That MILTON H. HILL ET AL

of 8174 N. Applegate Road, Grants Pass, State of OR 97527, 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 42.5 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 right 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 0.53 cubic foot per second, if available at the original points of diversion; Swinden-Bunch Ditch and portable pump No. 1

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE 1/4 NE 1/4, Section 28, T37S, R5W, WM; Portable pumping between points; 2400 feet North and 210 feet West and 2300 feet North and 1240 feet West; both from E 1/4 corner Section 28.

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:

30.0 acres NE 1/4 NE 1/4
12.5 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 August 16, 1963, and together with certificates of water right recorded at pages 50150, and 50551, Volume 44, State Record of Water Right Certificates, 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 minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. March 6, 1987

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 55764

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