

STATE OF OREGON

COUNTY OF

LANE

CERTIFICATE OF WATER RIGHT

This is to certify, *That* MICHAEL L. HORTON

of 90541 Smith Lane, Eugene, State of OR 97401, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of a well

a tributary of McKenzie River for the purpose of irrigation of 9.0 acres

under Permit No. G-4572 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 April 30, 1969

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 0.11 cubic foot per second, if available at the original point of diversion

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is located in the NE 1/4 SW 1/4, Section 31, T16S, R3W, WM; 1300 feet South and 350 feet East from NW corner NE 1/4 SW 1/4, Section 31.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall be further limited to the appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others,

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:

7.4 acres NE 1/4 SW 1/4
1.6 acres NW 1/4 SE 1/4
Section 31
Township 16 South, Range 3 West, WM

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered March 19, 1979, and supersedes certificate 38356.

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.

WITNESS the signature of the Water Resources Director, affixed

this date. March 23, 1987

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 55942

8075D/VG
T-4069