

STATE OF OREGON

COUNTY OF

JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, *That* JOHN J. AND GWEN K. ATKINS

of 555 Slagle Creek Road, Grants Pass, State of OR 97526, 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 23.6 acres and supplemental irrigation of 44.0 acres

under Permit No. 47351 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 September 5, 1980 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 0.85 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SE 1/4 SW 1/4, Section 6, T38S, R4W, WM; 850 feet North and 1450 feet East from SW corner Section 6.

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, 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided further, that although declared herein to be supplemental irrigation in part, the right allowed may, in the interest in conserving the ground water supplies, be exercised at times when water is available in the ground water supply provided that the total quantity diverted from all sources of supply does not exceed the limitation allowed herein,

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:

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	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
SW 1/4 SW 1/4		8.0 acres
SE 1/4 SW 1/4	3.4 acres	9.0 acres
	Section 32	
	Township 37 South, Range 4 West, WM	
NW 1/4 NW 1/4	18.0 acres	18.0 acres
NE 1/4 NW 1/4	2.2 acres	9.0 acres
	Section 5	
	Township 38 South, Range 4 West, WM	

In processing the application towards issuance of the permit, it appears that a clerical error was inadvertently made in limiting the duty of water to not exceed 1/40th of one cubic foot per second per acre and 4.5 acre feet per acre. In the issuance of this certificate, the duty of water has been reduced to 1/80th cubic foot per second per acre and 4.5 acre feet per acre for each acre irrigated during the irrigation season of each year, in keeping with the customary policy and determination of this office of the proper maximum limits.

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. April 24, 1987

/s/ William H. Young
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51 , page 56111

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