

## STATE OF OREGON

COUNTY OF

JOSEPHINE

## CERTIFICATE OF WATER RIGHT

**This is to certify,** *That* SPEEDY AND EDDIE NUTZ

of 1562 Sleepy Hollow Loop, 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 and Applegate Lake Reservoir constructed under Permit R-7810

a tributary of Rogue River for the purpose of irrigation of 3.0 acres

under Permit No. 46474 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 February 13, 1981 for 0.03 cfs, March 4, 1982 for 0.01 cfs and 3.0 acre-feet 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

0.04 cubic foot per second from Applegate River and 3.0 acre-feet stored water only from Applegate Lake Reservoir

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 SW 1/4, Section 5, T37S, R6W, WM; 820 feet North and 880 feet East from SW corner Section 5. (Applegate Dam - S 1/2 SE 1/4, Section 25, T40S, R4W, WM)

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 from direct flow and shall be further limited to a diversion of not to exceed 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage and is subject to the terms and conditions of Contract 1-07-10-W0541 between the Bureau of Reclamation and the applicant, or a satisfactory replacement, a copy of which is on file in the records of the Water Resources Department,

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:

3.0 acres SW 1/4 SW 1/4  
Section 5  
Township 37 South, Range 6 West, WM

In processing the application towards issuance of the permit, it appears that a clerical error was inadvertently made by not limiting the duty of water. In the issuance of this certificate, the duty is given as 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. July 2, 1987

/s/ William H. Young  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 52, page 56345

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