

STATE OF OREGON
COUNTY OF JACKSON

Instream Lease
v 54 p 39 to 10-31-200

CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that BENJAMIN F. AND LAURA S. ELLIS, of 18285 N. APPLGATE ROAD, GRANTS PASS, OREGON 97256, has a right to the use of the waters of APPLGATE RIVER, a tributary of ROGUE RIVER, for the purpose of IRRIGATING 49.0 ACRES.

The right has been perfected under Permit 1160. The date of priority is APRIL 16, 1912. The right is limited to not more than 0.61 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 NE 1/4, SECTION 21, T 38 S, R 4 W,
W.M.; 1130 FEET SOUTH & 10 FEET WEST FROM NE CORNER SECTION 21.

The right 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, and to which such right is appurtenant, is as follows:

NE 1/4 NE 1/4 19.0 ACRES
NW 1/4 NE 1/4 24.3 ACRES
NE 1/4 NW 1/4 5.7 ACRES
SECTION 21
TOWNSHIP 38 SOUTH, RANGE 4 WEST, W.M.

This certificate is issued to confirm a change in POINT OF DIVERSION AND PLACE OF USE approved by an order of the Water Resources Director entered SEPTEMBER 24, 1976, and supersedes certificate 2438, State Record of Water Right Certificates.

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 above purpose is restricted to beneficial use on the lands or place of use described. The right 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 AUGUST 29, 1988.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 57592

T-3430