

STATE OF OREGON
COUNTY OF JOSEPHINE
CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that HOWARD BARBER, of 6429 LAKESHORE DRIVE, SELMA, OREGON 97538, has a right to the use of waters of DEER CREEK, a tributary of ILLINOIS RIVER, for the purpose of IRRIGATING OF 32.1 ACRES.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for JOSEPHINE County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 13, at page 70. The date of priority is MAY 15, 1886.

The right is limited to not more than 0.64 CUBIC FOOT PER SECOND, IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION, SW 1/4 NW 1/4, SECTION 14, T 38 S, R 7 W, W.M.; HARMON DITCH - 1130 FEET NORTH & 1150 FEET EAST FROM W1/4 CORNER SECTION 14.

The point of diversion is located as follows:

SW 1/4 NW 1/4, SECTION 14, T 38 S, R 7 W, W.M.;
1100 FEET NORTH & 600 FEET EAST FROM W1/4 CORNER SECTION 14.

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-FIFTIETH of one cubic foot per second per acre for each irrigated during the irrigation season FROM APRIL 1 TO NOVEMBER 1 of each year.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

SW 1/4 NW 1/4 0.8 ACRES
SECTION 14

SW 1/4 NE 1/4 14.8 ACRES
SE 1/4 NE 1/4 16.5 ACRES
SECTION 15
TOWNSHIP 38 SOUTH, RANGE 7 WEST, W.M.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered OCTOBER 10, 1977, and together with certificate 44966, supersedes certificate 13871, 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 and shall be subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed this date SEPTEMBER 27, 1988.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 57729