

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GARY R. AND/OR CAROL M. BURNS
23368 EAST EVANS CREEK ROAD
WHITE CITY, OREGON 97503

confirms the right to use the waters of EAST FORK EVANS CREEK, a tributary of EVANS CREEK, for the purpose of IRRIGATING 4.3 ACRES.

The right has been perfected under Permit 13651. The date of priority is MAY 3, 1939. The right is limited to not more than 0.053 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 source.

The point of diversion is located as follows:

NE 1/4 NW 1/4, SECTION 4, T 34 S, R 2 W, W.M.; 1090 FEET SOUTH AND 1570 FEET EAST FROM THE NW CORNER OF SECTION 4.

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 4.5 acre-feet per acre for each acre irrigated during the irrigation season from April 2 to October 31 of each year.

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:

NW 1/4 NW 1/4 3.0 ACRES
SW 1/4 NW 1/4 1.3 ACRES
SECTION 4
TOWNSHIP 34 SOUTH, RANGE 2 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 JUNE 20, 1980, and together with certificates 49693, 63828, and 63827, supersedes certificate 43971, 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.

WITNESS the signature of the Water Resources Director, affixed this date DECEMBER 29, 1989.

/s/ WILLIAM B. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 63829

T-4503.JW