

STATE OF OREGON
COUNTY OF JOSEPHINE
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RUSSELL J. HUDSON
11405 REDWOOD HIGHWAY
WILDERVILLE, OREGON 97543

confirms the right to use the waters of SLATE CREEK AND A SPRING, a tributary of APPLGATE RIVER, for IRRIGATION OF 3.7 ACRES, BEING 2.3 ACRES FROM CREEK AND 1.4 ACRES FROM SPRING.

This right was perfected under Permit 37624. The date of priority is FEBRUARY 20, 1973. This right is limited to 0.03 CUBIC FOOT PER SECOND, BEING 0.03 CFS FROM SLATE CREEK AND 0.01 CFS FROM SPRING AND WATER TO BE DIVERTED FOR IRRIGATION FROM SLATE CREEK WHEN AVAILABLE WITH ANY DEFICIENCY IN THE AVAILABLE SUPPLY FROM SLATE CREEK TO BE MADE UP BY APPROPRIATION OF NOT TO EXCEED 0.01 CFS FROM SPRING PROVIDED THAT THE TOTAL QUANTITY DIVERTED FROM BOTH SOURCES NOT EXCEED 0.03 CFS, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SW 1/4 SE 1/4, SECTION 9, T 37 S, R 7 W, W.M.; CREEK - 660 FEET NORTH AND 1240 FEET EAST; SPRING - 410 FEET NORTH AND 1000 FEET EAST, BOTH FROM THE S 1/4 CORNER OF SECTION 9.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 4.5 acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

<u>SLATE CREEK</u>		
SW 1/4 SE 1/4	2.0	ACRES
SE 1/4 SE 1/4	0.3	ACRE

<u>SPRING</u>		
SW 1/4 SE 1/4	1.1	ACRES
SE 1/4 SE 1/4	0.3	ACRE

SECTION 9
TOWNSHIP 37 SOUTH, RANGE 7 WEST, W.M.

When in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the wateruser is entitled;

the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

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This certificate describes that portion of the water right confirmed by Certificate 51385, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAY 18, 1984, approving Transfer Application T-5457, and also confirms the change in PLACE OF USE approved by said Order, and supersedes Certificate 51385.

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 use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed OCTOBER 26, 1992.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67937.

T-5457.JS