

STATE OF OREGON
COUNTY OF JOSEPHINE
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

A-D DAIRY
ANTHONY AGUIAR
3153 GALICE ROAD
MERLIN, OR 97532

confirms the right to use the waters of LOST CREEK RESERVOIR CONSTRUCTED UNDER PERMIT R-8142, a tributary of ROGUE RIVER, for PRIMARY IRRIGATION OF 2.7 ACRES AND SUPPLEMENTAL IRRIGATION OF 47.0 ACRES.

This right was perfected under Permit 50762. The date of priority is APRIL 12, 1989. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 150.0 ACRE-FEET OF STORED WATER ONLY, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 NW 1/4, SECTION 14, T 35 S, R 7 W, W.M.; 938 FEET NORTH AND 3853 FEET WEST FROM THE W 1/4 CORNER OF SECTION 13.

The amount of water used for irrigation 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. The right shall be limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein.

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>PRIMARY</u>	<u>SUPPLEMENTAL</u>
SW 1/4 SW 1/4	2.70 ACRES	4.6 ACRES
SE 1/4 SW 1/4		23.5 ACRES
SW 1/4 SE 1/4		18.9 ACRES
SECTION 13		
TOWNSHIP 35 SOUTH, RANGE 7 WEST, W.M.		

THE USE OF WATER UNDER THIS RIGHT IS SUBJECT TO THE TERMS AND CONDITIONS OF CONTRACT NO. 9-07-10-W0772 BETWEEN THE BUREAU OF RECLAMATION AND THE LANDOWNER, OR A SATISFACTORY REPLACEMENT, A COPY OF WHICH IS ON FILE IN THE RECORDS OF THE WATER RESOURCES DIRECTOR.

This right is for the beneficial use of water without waste.

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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 DECEMBER 27, 1995.

Steven P. Applegate

Martha C. Pagel

Recorded in State Record of Water Right Certificates numbered 68731.

BASIN 15

VOLUME 1 ROGUE RIVER MISC.

DISTRICT 19

69870.JT