

STATE OF OREGON  
COUNTY OF JACKSON  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MELVIN LUXTON ARNOLD  
13723 HIGHWAY 238  
APPLEGATE, OREGON 97530

confirms the right to use the waters of APPELATE LAKE RESERVOIR CONSTRUCTED UNDER PERMIT R-7810, a tributary of APPELATE RIVER, for SUPPLEMENTAL IRRIGATION OF 1.25 ACRES.

This right was perfected under Permit 46689. The date of priority is DECEMBER 18, 1981. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.0 ACRE-FEET STORED WATER ONLY or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SE $\frac{1}{4}$  SW $\frac{1}{4}$ , AS PROJECTED WITHIN DLC 39, SECTION 30, T 38 S, R 3 W, W.M.; 2510 FEET SOUTH AND 3370 FEET WEST FROM THE NE CORNER OF DLC 39. APPELATE DAM LOCATED WITHIN S $\frac{1}{2}$  SE $\frac{1}{4}$ , SECTION 25, T 40 S, R 4 W, W.M.

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 4.5 acre-feet for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein. This right is subject to the terms and conditions of Contract No. 2-07-10-W0448, or a satisfactory replacement, between the Bureau of Reclamation and the applicant, a copy of which is on file in the records of the Water Resources Department.

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:

NW $\frac{1}{4}$  SW $\frac{1}{4}$  1.25 ACRES  
SECTION 23  
TOWNSHIP 38 SOUTH, RANGE 4 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 65029, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUL 15 1996, approving Transfer Application 7249.

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.