

STATE OF OREGON
COUNTY OF JOSEPHINE
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FRED P. MCCLINTICK
2131 WHITE SCHOOL ROAD
CAVE JUNCTION, OREGON 97523

confirms the right to use the waters of KELLY CREEK, a tributary of ILLINOIS RIVER, for the purpose of IRRIGATING 37.0 ACRES.

This right has been perfected under Permit 44835. The date of priority is JANUARY 14, 1980. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.74 CUBIC FOOT PER SECOND OF DIRECT FLOW 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 SE 1/4, AS PROJECTED WITHIN DLC 41, SECTION 25, T 39 S, R 8 W, W.M.; 450 FEET NORTH AND 20 FEET WEST FROM THE SE CORNER OF DLC 41.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-FIFTIETH 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 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

This right shall conform to any reasonable rotation system ordered by the proper state officer.

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

SW 1/4 SE 1/4 26.0 ACRES
SE 1/4 SE 1/4 8.0 ACRES
BOTH AS PROJECTED WITHIN DLC 41
SECTION 25

NE 1/4 NE 1/4 1.0 ACRE
NW 1/4 NE 1/4 2.0 ACRES
BOTH AS PROJECTED WITHIN DLC 41
SECTION 36
TOWNSHIP 39 SOUTH, RANGE 8 WEST, W.M.

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. This right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed JANUARY 14 ,
1997.

/S/ Richard D. Bailey

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 73980.

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