

STATE OF OREGON
COUNTY OF JOSEPHINE
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ALVIN L. VAN HULZEN
3246 HELMS ROAD
GRANTS PASS, OREGON 97526

confirms the right to use the waters of the APPLGATE RIVER, a tributary of the ROGUE RIVER, for the purpose of IRRIGATING 156.8 ACRES.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for JACKSON County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 16, at Page 523. The date of priority is FEBRUARY, 1897.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.76 CUBIC FEET 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:

NW 1/4 SE 1/4, SECTION 31, T 36 S, R 6 W, W.M.; 3320 FEET SOUTH AND 2400 FEET WEST FROM THE NE CORNER OF SECTION 31.

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

SW 1/4 NE 1/4	18.0 ACRES *
SE 1/4 NE 1/4	23.7 ACRES *

* both lying South of the following line which bounds the K.M.C. Neill property in the S 1/2 NE 1/4: Beginning at a point on the West line of the NE 1/4 of said Section 31, 1682 feet South of the N 1/4 corner of said Section 31; thence South 45 degrees 21 minutes East 222.7 feet; South 61 degrees 14 minutes East 207.2 feet; South 51 degrees 36 minutes East 273.5 feet; South 27 degrees 24 minutes East 46.7 feet; South 51 degrees 36 minutes East 273.5 feet; South 27 degrees 24 minutes East 46.7 feet; South 63 degrees 47 minutes East 167.8 feet; North 5 degrees 17 minutes East 140.4 feet; North 29 degrees 47 minutes West 378.4 feet; North 25 degrees 14 minutes East 150 feet; North 76 degrees 13 minutes East 100.7 feet; South 78 degrees 20 minutes East 874.3 feet; North 1 degree 18 minutes West to the North line of the S 1/2 NE 1/4 of said Section 31; thence West along said North line to the NW corner of said S 1/2 NE 1/4; thence South 362 feet, more or less, to the point of beginning.

NE 1/4 SE 1/4	33.3 ACRES
NW 1/4 SE 1/4	31.8 ACRES
SW 1/4 SE 1/4	37.3 ACRES
SE 1/4 SE 1/4	12.7 ACRES

SECTION 31
TOWNSHIP 36 SOUTH, RANGE 6 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;

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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.

The quantity of water diverted at the new point of diversion, together with that diverted at the old diversion, shall not exceed the quantity of water available at the original point of diversion.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered SEPTEMBER 8, 1981, and supersedes Certificate 32884, 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 and shall be subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed MAY 13, 1997.

/S/ Richard D. Bailey

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 74291.

T-4769A.JW