

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 4.7 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 0.09 CUBIC FOOT 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 3.5 ACRES \*  
SE 1/4 NE 1/4 1.2 ACRES \*  
SECTION 31  
TOWNSHIP 36 SOUTH, RANGE 6 WEST, W.M.

\* all in that part of the S 1/2 NE 1/4, Section 31, lying North of the following described line: Beginning at a point 1682 feet South of the N 1/4 corner of said Section 31; thence South 45 degrees 21 minutes East 222.7 feet; thence South 61 degrees 14 minutes East 207.2 feet; thence South 51 degrees 36 minutes East 273.5 feet; thence South 27 degrees 24 minutes East 46.7 feet; thence South 63 degrees 47 minutes East 167.8 feet; thence North 5 degrees 17 minutes East 140.4 feet; thence North 29 degrees 47 minutes West 378.4 feet; thence North 25 degrees 14 minutes East 150.0 feet; thence North 76 degrees 13 minutes East 100.7 feet; thence South 78 degrees 20 minutes East 874.3 feet; thence North 1 degree 18 minutes West to the North line of the S 1/2 NE 1/4 of said Section 31.

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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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 32885, 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**

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Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 74292.