

STATE OF OREGON  
COUNTY OF JOSEPHINE  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CLEMENT SAUER  
KERBY, OREGON 97531

confirms the right to use the waters of EAST FORK ILLINOIS RIVER, a tributary of the ILLINOIS RIVER, for IRRIGATION OF 58.7 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for JOSEPHINE County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 13, at Page 70. The date of priority is MAY, 1887.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.17 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 33, T 38 S, R 8 W, W.M.; 300 FEET SOUTH AND 3200 FEET WEST FROM THE E $\frac{1}{4}$  CORNER OF SECTION 33.

The amount of water used for irrigation, together with the amount secured under any other right for the same lands, is limited to an amount actually beneficially used for said purposes, and shall not exceed one cubic foot per second for each 50 acres of land irrigated during the irrigation season from April 1 to November 1 of each year.

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

NW $\frac{1}{4}$  NE $\frac{1}{4}$  8.6 ACRES  
SW $\frac{1}{4}$  NE $\frac{1}{4}$  19.7 ACRES  
NE $\frac{1}{4}$  NW $\frac{1}{4}$  6.0 ACRES  
SE $\frac{1}{4}$  NW $\frac{1}{4}$  13.8 ACRES  
NE $\frac{1}{4}$  SW $\frac{1}{4}$  6.4 ACRES  
NW $\frac{1}{4}$  SE $\frac{1}{4}$  4.2 ACRES

SECTION 33  
TOWNSHIP 38 SOUTH, RANGE 8 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 13909, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered SEP 03 1997, approving Transfer Application 7789.

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 is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director,  
affixed SEP 03 1997

/s/ MARTHA O. PAGEL

Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 75118.

T-7789.PKS