

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BRIAN NANTAIS  
232 ELLIOT CREEK ROAD  
WILDERVILLE, OREGON 97543

confirms the right to use the waters of SLATE CREEK, a tributary of the APPELEGATE RIVER, for IRRIGATION OF 3.36 ACRES and STOCK USE.

This right was 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 4, at Page 1. The date of priority is 1892.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.07 CUBIC FOOT PER SECOND, if available at the original point of diversion: BROWN DITCH, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

NW $\frac{1}{4}$  SE $\frac{1}{4}$  SECTION 10, T 37 S, R 7 W, W.M.; 975 FEET SOUTH AND 1510 FEET WEST FROM THE E $\frac{1}{4}$  CORNER OF SECTION 10.

NW $\frac{1}{4}$  SE $\frac{1}{4}$  SECTION 10, T 37 S, R 7 W, W.M.; 1125 FEET SOUTH AND 1740 FEET WEST FROM THE E $\frac{1}{4}$  CORNER OF SECTION 10.

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 $\frac{1}{4}$  SE $\frac{1}{4}$  3.36 ACRES  
SECTION 10  
TOWNSHIP 37 SOUTH, RANGE 7 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 and is subject to all other conditions and limitations contained in said decree.

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the department.

The water user shall install and maintain a fish screen or fish by-pass device. The type and plans of the screen or fish or by-pass device must be approved by the Oregon Department of Fish and Wildlife prior to beginning of construction and shall be installed under the supervision of the Department of Fish and Wildlife.

This certificate is issued to confirm a historic change in point of diversion approved by an order of the Water Resources Director entered MAR 29 2000, and together with Transfer 8164 and Certificate 76480, supercedes Certificate 16261, 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.

WITNESS the signature of the Water Resources Director,  
affixed MAR 29 2000.

/s/Thomas J. Paul (for)  
Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 76479.

T-8157.TRV