

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THOMAS M. AND/OR MARY CALDWELL
800 HIGHWAY 234
EAGLE POINT, OREGON 97524

confirms the right to use the waters of the ROGUE RIVER, a tributary of the PACIFIC OCEAN, for IRRIGATION OF 5.0 ACRES.

This right was perfected under Permit 44691. The date of priority is OCTOBER 24, 1979. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.06 CUBIC FOOT 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:

LOT 1, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 16, T 35 S, R 1 W, W.M.; 48 FEET SOUTH AND 120 FEET EAST FROM THE NW CORNER, SECTION 16.

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-EIGHTIETH 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 4.5 acre-feet for each acre irrigated during the irrigation season of each year.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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:

NW¼ SE¼ 5.0 ACRES
SECTION 16
TOWNSHIP 35 SOUTH, RANGE 1 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 67816, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAY 17 2002, approving Transfer Application 8652.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources
Director, affixed MAY 17 2002.




Paul R. Cleary, Director

Recorded in State Record of Water Right Certificates numbered 79475.