

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GILBERT L. AND MARY L. THOMASON
11744 GALICE ROAD
MERLIN, OREGON 97532

confirms the right to use the waters of SOUTH FORK ROCK GULCH, a tributary of ROGUE RIVER, for DOMESTIC USE FOR ONE FAMILY AND IRRIGATION OF 0.4 ACRE.

This right was perfected under Permit 40733. The date of priority is JUNE 4, 1976. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.006 CUBIC FOOT PER SECOND (CFS); BEING 0.001 CFS FOR DOMESTIC AND 0.005 CFS FOR IRRIGATION, 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 NE 1/4, AS PROJECTED WITHIN J. STEEL MINE CLAIM 40,
SECTION 35, TOWNSHIP 34 SOUTH, RANGE 8 WEST, W.M.; 800 FEET SOUTH
AND 90 FEET WEST FROM THE NE CORNER OF SECTION 35.

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 1/2 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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:

LOT 8 (NE 1/4 SW 1/4) 0.4 ACRE AND DOMESTIC USE
SECTION 36
TOWNSHIP 34 SOUTH, RANGE 8 WEST, W.M.

The place of use is more specifically described as being within Lots 3 through 6, Block 4, Galice Sub-division, Josephine County, Oregon.


This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered APRIL 14, 1999, and together with Certificate 75461, supersedes Certificate 55278, 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. 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 February 28, 2003.


Paul R. Cleary



Recorded in State Record of Water Right Certificates Number 79913.

T-7121.SB