

STATE OF OREGON  
COUNTY OF JOSEPHINE  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ESTATE OF MARY ELLEN LEONARD  
KIRBY, OREGON 97531

**SUPERSEDED BY**  
**CERT. NO. 86382, 93583**

confirms the right to use the waters of SUCKER CREEK, a tributary of the EAST FORK ILLINOIS RIVER, for IRRIGATION OF 32.0 ACRES, DOMESTIC AND STOCK FOR TRACT #2, IRRIGATION OF 13.0 ACRES FOR TRACT #3, AND IRRIGATION OF 3.25 ACRES FOR TRACT #4.

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 1 AND 5, at Page 252 AND 397. The date of priority is 1865 FOR TRACT # 2, 1889 FOR TRACT #3 AND 1908 FOR TRACT #4.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.64 CUBIC FOOT PER SECOND (CFS) FOR TRACT #2, AND 0.24 CFS FOR TRACT #3, AND 0.04 CFS FOR TRACT #4 or its equivalent in case of rotation, measured at the points of diversion from the source, and that the use of said water for irrigation purposes shall be confined to the irrigation season April 1 to October 31 each year.

The point of diversion for TRACT #2 is located as follows:

NW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 29, T 39 S, R 7 W, W.M.; 1580 FEET NORTH AND 100 FEET EAST FROM THE S $\frac{1}{4}$  CORNER OF SECTION 29.

The point of diversion for TRACTS #3 AND #4 is located as follows:

NE $\frac{1}{4}$  NW $\frac{1}{4}$ , SECTION 32, T 39 S, R 7 W, W.M.; 250 FEET SOUTH AND 100 FEET WEST FROM THE N $\frac{1}{4}$  CORNER OF SECTION 32.

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

Tract #2

SW $\frac{1}{4}$  NW $\frac{1}{4}$  18.0 ACRES

NW $\frac{1}{4}$  SW $\frac{1}{4}$  14.0 ACRES

SECTION 32

TOWNSHIP 39 SOUTH, RANGE 7 WEST, W.M.

TRACT #3

SW $\frac{1}{4}$  NE $\frac{1}{4}$  8.0 ACRES

SW $\frac{1}{4}$  SE $\frac{1}{4}$  5.0 ACRES

SECTION 28

TOWNSHIP 39 SOUTH, RANGE 7 WEST, W.M.

TRACT #4

SW $\frac{1}{4}$  NE $\frac{1}{4}$  3.25 acres

SECTION 28

TOWNSHIP 39 SOUTH, RANGE 7 WEST, W.M.

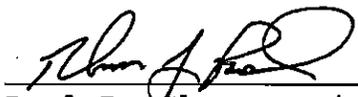
This certificate describes that portion of the water right confirmed by Certificate 7139, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered APR 18 2003, approving Transfer Applications 8620, 8471, 8918, 9047 and 9048.

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 APR 18 2003.

  
for Paul R. Cleary, Director

Recorded in State Record of Water Right Certificates numbered 79996.