

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DAN R. KEWISH
P.O. BOX 1080
ROGUE RIVER, OREGON 97537

confirms the right to use the waters of EVANS CREEK, a tributary of ROGUE RIVER, for IRRIGATION OF 23.75 ACRES.

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 16, at Page 523. The date of priority is 1881.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.395 CUBIC FOOT PER SECOND (IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION DESCRIBED AS THE FIELDER AND HILLS DITCH - NW 1/4 NW 1/4, SECTION 7, TOWNSHIP 35 SOUTH, RANGE 3 WEST, W.M.; 475 FEET SOUTH AND 120 FEET EAST FROM THE NW CORNER OF SECTION 7), or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW 1/4 NW 1/4, SECTION 12, TOWNSHIP 35 SOUTH, RANGE 4 WEST, W.M.; 1185 FEET NORTH AND 30 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 12.

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

SE 1/4 NE 1/4 12.95 ACRES
SECTION 11

SW 1/4 NW 1/4 3.10 ACRES
SE 1/4 NW 1/4 7.70 ACRES
SECTION 12

TOWNSHIP 35 SOUTH, RANGE 4 WEST, W.M.

When in the judgement of the Watermaster it becomes necessary to install headgates and measuring devices:

- 1) The diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the water user is entitled; and

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.

- 2) The type and plans of the measuring device be approved by the watermaster before the beginning of construction work and the weir or measuring device be installed under the general supervision of the Watermaster.

This certificate is issued to confirm a change in POINT OF DIVERSION AND PLACE OF USE approved by an orders of the Water Resources Director entered OCTOBER 28, 1980 AND DECEMBER 19, 1997, and together with Certificates 49916 AND 75420, supersedes Certificate 32770, 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 and is subject to all other conditions and limitations contained in said decree.

Issued August 27, 2003.



Paul R. Cleary, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 80406.

T-6107.SB