

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FRED THOMAS AND KATHLEEN V. STARR
1205 OLD FERRY ROAD
SHADY COVE, OREGON 97539

confirms the right to use the waters of ROGUE RIVER, a tributary of PACIFIC OCEAN, for IRRIGATION OF 3.6 ACRES.

This right was perfected under Permit 8776. The date of priority is NOVEMBER 7, 1928. This right is limited to 0.04 CUBIC FOOT PER SECOND, (IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION DESCRIBED AS THE BRISTOW DITCH LOCATED WITHIN SECTION 10, TOWNSHIP 34 SOUTH, RANGE 1 WEST, W.M.), 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 4 (SW 1/4 SE 1/4), SECTION 10, TOWNSHIP 34 SOUTH, RANGE 1 WEST, W.M.; 1094 FEET NORTH AND 4 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 10.

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 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 4 (SW 1/4 SE 1/4) 3.6 ACRES
SECTION 10
TOWNSHIP 34 SOUTH, RANGE 1 WEST, W.M.

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.

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 the approved by the department prior to beginning construction and shall be installed under the general supervision of the department.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered MAY 4, 1992, and together with Certificates 67320 AND 68534, supersede Certificate 49684, 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.

Issued December 18, 2003.



Paul R. Cleary, Director
Water Resources Department



Recorded in State Record of Water Right Certificates Number 80464.

T-6375.SB