

STATE OF OREGON
COUNTY OF JOSEPHINE
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

Barbara Bales Et Al
P.O. Box 603
Cave Junction, Oregon 97523

confirms the right to use the waters of Althouse Creek, a tributary of Illinois River, for IRRIGATION of 143.68 acres.

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 4, at Page 427. The date of priority is 1856 for 94.10 acres and 1870 for 49.58 acres.

The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed 2.87 CUBIC FEET PER SECOND (cfs), being 0.99 cfs through the Morey Ditch, if available at the original point of diversion, the Houck and George ditch, and 1.88 cfs through the Houck and George Ditch.

The points of diversion are located as follows:

Morey Ditch - located in NE $\frac{1}{4}$, NW $\frac{1}{4}$, Section 18, T40S, R7W, W.M.
860 feet South and 2090 feet East from the NW corner of Sec. 18

Houck and George Ditch - located in the NW $\frac{1}{4}$, SW $\frac{1}{4}$, Section 8, T40S, R7W, W.M. 180 feet South and 1180 feet East from the West $\frac{1}{4}$ Corner of Section 8.

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

1870 priority Morey Ditch

12.31 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$ as projected within J. Thomas DLC 45
6.20 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$

SECTION 13
TOWNSHIP 40 SOUTH, RANGE 8 WEST, W.M.

2.90 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within N. Patterson DLC 38
24.17 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within N. Patterson DLC 38
3.80 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within J. Thomas DLC 37

SECTION 18
TOWNSHIP 40 SOUTH, RANGE 7 WEST, W.M.

1870 priority Houck and George Ditch
0.10 acre Lot 1 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)
0.10 acre Lot 1 (SE $\frac{1}{4}$ NW $\frac{1}{4}$)
SECTION 18
TOWNSHIP 40 SOUTH, RANGE 7 WEST, W.M.

1856 priority Houck and George Ditch
39.70 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
25.00 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
29.40 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
SECTION 13
TOWNSHIP 40 SOUTH, RANGE 8 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 53632, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered FEB 17 2005, approving Transfer Application T-9724.

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 shall be subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director,
affixed FEBRUARY 17, 2005.


Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates numbered 81141