

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FLOYD AND MARTHA MARTIN
1600 N 2ND AVE
GOLD HILL OR 97525

confirms the right to use the waters of LOST CREEK RESERVOIR, constructed under Permit R-8142, a tributary of the Rogue River, for IRRIGATION of 2.0 ACRES.

This right was perfected under Permit 51441. The date of priority is JANUARY 9, 1992. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 4.0 ACRE FEET STORED WATER ONLY, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion (POD) are located as follows:

POD	Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
Lost Creek Reservoir	33 S	1 E	WM	26	SE NW		2000 FEET SOUTH & 1700 FEET EAST FROM NW CORNER, SECTION 26
Re-diversion Rogue River	36 S	3 W	WM	21	NW NW	4	220 FEET SOUTH & 1410 FEET WEST FROM N¼ CORNER, SECTION 21

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of not to exceed 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
36 S	3 W	WM	16	SE SW			0.1
36 S	3 W	WM	21	NE NW	5		1.5
36 S	3 W	WM	21	NW NW	5		0.4

Diversion screening or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish and Wildlife specifications.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

The use of water under this right is subject to the terms and conditions of Contract 029E101336 between the Bureau of Reclamation and the water user, or a satisfactory replacement, a copy of which is on file in the records of the Water Resources Director.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

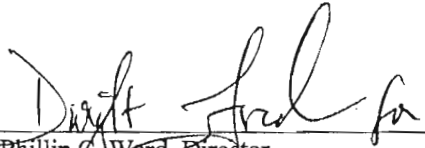
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Issued JUN 26 2009


Phillip C. Ward, Director
Water Resources Department