

STATE OF OREGON
 COUNTY OF JOSEPHINE
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BENSON J. and LEONE A. BENJAMIN
 SELMA, OREGON 97538

confirms the right to use the waters of DEER CREEK a tributary of ILLINOIS RIVER, for IRRIGATION OF 100.0 ACRES.

This right was perfected under Permit 4255. The date of priority is APRIL 8, 1919. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.25 cubic feet per second.

The point of diversion is located as follows:

TWP	RNG	MER	SEC	Q - Q	MEASURED DISTANCES
38 S	8 W	W.M.	10	SE SW	360 FEET NORTH AND 650 FEET WEST 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 (1/80) of one cubic foot per second per acre, or its equivalent in case of rotation.

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:

TWP	RNG	MER	SEC	Q - Q	ACRES
38 S	8 W	W.M.	10	NE SW	40.0
38 S	8 W	W.M.	10	NW SW	40.0
38 S	8 W	W.M.	10	SE SW	20.0
TOTAL:					100.0

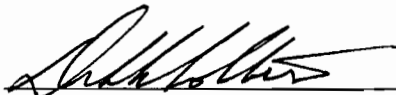
This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review 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.

This certificate confirms a change in point of diversion authorized by order of the State Engineer approving Transfer Application B-113, entered December 12, 1959, and recorded in Special Order Volume 10, pages 238 – 240. This certificate reflects the Department's determination that the change authorized by the transfer approval order was completed to an extent less than authorized. This certificate supersedes Certificate 6067.

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.

WITNESS the signature of the Water Resources Director, affixed December 4, 2009.



Phillip C. Ward, Director *PCW*