

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HARRY AND DAVID, AN OREGON CORPORATION
PO BOX 9000, 2518 SOUTH PACIFIC HIGHWAY
MEDFORD OR 97501

confirms the right to use the waters of KENDALL SLOUGH, from a well, tributary of the ROGUE RIVER BASIN for IRRIGATION of 83.5 ACRES.

This right was perfected under Permit 20620. The date of priority is OCTOBER 23, 1951. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.70 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion (well).

The point of diversion (well) is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
36 S	2 W	WM	16	SE SW			67 FEET NORTH & 3575 FEET WEST FROM SE CORNER, SECTION 16

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 ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further 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.

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	GLot	DLC	Acres
36 S	2 W	WM	21	NW NE			0.2
36 S	2 W	WM	21	NE NW	2		2.0
36 S	2 W	WM	21	NE NW			34.2
36 S	2 W	WM	21	NW NW	1		1.5
36 S	2 W	WM	21	NW NW			26.4
36 S	2 W	WM	21	SW NW			10.8
36 S	2 W	WM	21	SE NW			8.4

NOTICE OF RIGHT TO 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.

The quantity of water diverted at the new point of diversion (well) shall not exceed the quantity of water lawfully available at the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
36 S	2 W	WM	16	SW SW			NONE GIVEN
36 S	2 W	WM	16	SE SW			NONE GIVEN


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

Water shall be acquired from the same source as the original point of diversion.

This certificate is issued to confirm a change in POINT OF DIVERSION (WELL) approved by an order of the Water Resources Director entered November 14, 1995, at Special Order Volume 49, Page 409, approving Transfer Application 6859, and together with Certificate 68681, supersedes Certificate 20757, State record of Water Right Certificates.

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.

Issued SEP 01 2010


Dwight W. French
Administrator Water Rights and Adjudications, for
Phillip C. Ward, Director