

STATE OF OREGON  
 COUNTY OF JACKSON  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOHN S. and MARY P. DAY  
 C/O BEN DAY  
 WEST MAIN AT OAKDALE  
 MEDFORD OR 97501

confirms the right to use the waters of the ROGUE RIVER, a tributary to the PACIFIC OCEAN for IRRIGATION of 2.2 ACRES.

This right was perfected under Permit S-18531. The date of priority is OCTOBER 28, 1948. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.01 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
36 S	2 W	WM	18	SW NE	2350 FEET SOUTH AND 1840 FEET WEST FROM THE NE CORNER OF SECTION 18

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 from April 2 to October 31 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:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
36 S	3 W	WM	13	NE NE	2.0
36 S	3 W	WM	13	NW NE	0.2

This certificate is issued to correct a scrivener's error in the location of the point of appropriation described on Certificate 86484. This Certificate supersedes Certificate 86484 and describes the portion of water right Certificate 41771, NOT modified by the provisions of an order of the Water Resources Director entered August 10, 2010, and recorded at Volume 81, Pages 641-645, approving Transfer Application T-11072.

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 60 days of the date of service.

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 APR 05 2011.

  
\_\_\_\_\_  
Dwight French, Water Right Services Administrator for  
PHILLIP C. WARD, DIRECTOR