

STATE OF OREGON
COUNTY OF JOSEPHINE
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STEVEN M AND MARY ANNE MCMAHAN
4300 BRIDGEVIEW/TAKILMA RD
CAVE JUNCTION OR 97523

confirms the right to use the waters of EAST FORK ILLINOIS RIVER, tributary to ILLINOIS RIVER for IRRIGATION of 30 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 13, at Page 70. The date of priority is 1881 FOR TRACT 1, AND 1905 FOR TRACT 2.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed ONE CUBIC FOOT PER SECOND FOR EACH 50 ACRES OF LAND IRRIGATED DURING THE IRRIGATION SEASON FROM APRIL 1 TO NOVEMBER 1 OF EACH YEAR, 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
40 S	8 W	WM	2	SE NW	380 FEET NORTH & 245 FEET EAST FROM C-W 1/16 CORNER, SECTION 2

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

Tract	Twp	Rng	Mer	Sec	Q-Q	Acres
2	40 S	8 W	WM	2	NE NW	20.0
1	40 S	8 W	WM	2	SE NW	7.0
2	40 S	8 W	WM	2	SE NW	3.0

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water lawfully available at the original points of diversion from East Fork Illinois River.

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.

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.

Regulation will be as a surface diversion. If the East Fork of the Illinois River goes dry immediately upstream of the new diversion points, water use will be curtailed.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered September 30, 1996, at Special Order Volume 50, Page 637, approving Transfer Application 7563, and supersedes Certificate 45764, 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 and is subject to all other conditions and limitations contained in said decree.

Issued APR 29 2011



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