

STATE OF OREGON
 COUNTY OF JOSEPHINE
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD A MCNIEL
 4959 PERIMMON AVE
 TEMPLE CITY, CA 91780

confirms the right to use the waters of WEST FORK WILLIAMS CREEK, tributary to WILLIAMS CREEK for IRRIGATION of 7.0 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 4, at Page 1. The date of priority is 1880.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.12 CUBIC FOOT PER SECOND, if available at the original point of diversion, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located between the following points:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
39 S	5 W	WM	5	SW SE			PORTABLE POINT OF DIVERSION LOWER REACH – 1300 FEET SOUTH AND 2600 FEET EAST FROM NW CORNER OF SE SW, SECTION 5
39 S	5 W	WM	8	NW NE			PORTABLE POINT OF DIVERSION UPPER REACH – 1400 FEET SOUTH AND 2610 FEET EAST FROM NW CORNER OF SE SW, SECTION 5

A description of the place of use is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
39 S	5 W	WM	5	SW SE			7.0

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right. The location of the old point of diversion is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
39 S	5 W	WM	8	NE NW			HOXIE DITCH - 1150 FEET SOUTH & 1320 FEET EAST FROM NW CORNER, SECTION 8

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other

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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.


suitable device for measuring the water to which the water user is entitled. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered January 17, 1978, at Special Order Volume 30, Page 324, approving Transfer Application 3724, and together with Certificate 57702 and Cancellation Order of September 5, 1978, supersedes Certificate 43772, 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.

DEC 14 2012

Issued _____.



Dwight W. French
Water Right Services Administrator, for
Phillip C. Ward, Director
Water Resources Department