

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD E BUTLER AND LINDA L BUTLER
471 DRAPER VALLEY RD
SELMA OR 97544

confirms the right to use the waters of DRAPER CREEK AND SPRING CREEK, tributary to DEER CREEK, tributary to APPELEGATE RIVER for IRRIGATION of 3.3 ACRES.

This right was perfected under Permit 4587. The date of priority is MAY 5, 1920. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.043 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
38 S	8 W	WM	12	NW NW	595 FEET SOUTH & 500 FEET EAST FROM NW CORNER, SECTION 12

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 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 is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
38 S	8 W	WM	12	NW NW	3.3

The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available from the original point of diversion.

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 surface source as the original point of diversion.

The water user shall maintain a fish screen or fish by-pass device.


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.

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered August 29, 2001, at Special Order Volume 55, Page 890, approving Transfer Application 8160, and together with Certificate 77052 supercedes Certificate 4951, 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 JUN 12 2013


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