

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THOMAS L AND DEBRA A NIKODYM  
19030 E EVANS CREEK RD  
ROGUE RIVER OR 97537

confirms the right to use the waters of EAST FORK EVANS CREEK, tributary to EVANS CREEK for IRRIGATION of 2.0 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Jackson 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 1892.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.03 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
34 S	2 W	WM	19	NW NW	520 FEET SOUTH & 1180 FEET EAST FROM NW CORNER, SECTION 19

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
34 S	2 W	WM	19	NE NW	0.1
34 S	2 W	WM	19	NW NW	1.9

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 described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
34 S	2 W	WM	2	SE NE	BYBEE DITCH

The water user shall maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

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

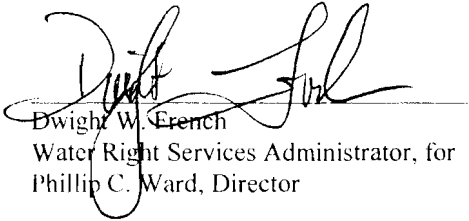
**NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW**

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 either 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 February 10, 1999, at Special Order Volume 53, Page 287, approving Transfer Application 7940, and together with Certificate 75462, supercedes Certificate 50370, 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 JUN 12 2013



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