

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BILL W. AND VIRGINIA L. SMITH
23720 HWY 140
EAGLE POINT OR 97524

confirms the right to use the waters of NORTH FORK LITTLE BUTTE CREEK, tributary to LITTLE BUTTE CREEK for IRRIGATION of 8.0 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 14, at Page 498. The date of priority is JUNE, 1898.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.20 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the head of the ditch or point where same leaves natural stream, from APRIL 1 TO OCTOBER 1 of each year.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
36 S	3 E	WM	32	SW SE	2020 FEET SOUTH & 1350 FEET WEST FROM E1/4 CORNER, SECTION 32

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
36 S	3 E	WM	32	NW SE	3.0
36 S	3 E	WM	32	SW SE	5.0

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
36 S	3 E	WM	32	SE SE	NONE GIVEN

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.

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 PETITION FOR 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.

The right to the use of the water for the above purpose is restricted to beneficial use on place of use described, and is subject to all other conditions and limitations contained in said decree.

This certificate is issued to confirm a change in PLACE OF USE AND POINT OF DIVERSION approved by an order of the Water Resources Director entered AUGUST 2, 2002, at Special Order Volume 56, Page 760, approving Transfer Application 9079, and supercedes Certificate 17178, State Record of Water Right Certificates.

Issued MAY 17 2013 .



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