

STATE OF OREGON
COUNTIES OF JOSEPHINE AND JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THOMPSON CREEK IRRIGATION ASSOCIATION
3120 THOMPSON CREEK RD
APPLEGATE OR 97530

confirms the right to use the waters of STURGIS and O'BRIEN FORKS and TRIBUTARY STREAMS and MILLERS LAKE, a tributary of APPLEGATE RIVER, for SUPPLEMENTAL IRRIGATION of 9.34 ACRES.

This right was perfected under Permit S-3752. The date of priority is MARCH 26, 1918. The amount of water to which such right is entitled is limited and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.117 cubic foot per second, or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	4 W	WM	7	SW NE	105 FEET NORTH AND 420 FEET WEST FROM CENTER E1/16 CORNER, SECTION 7

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent in case of rotation and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
39 S	4 W	WM	7	SW NE	9.34

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device as approved by the Director in good working order at each point of diversion.
- B. The water user shall allow the Watermaster access to the meter or measuring device; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

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 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 described as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
40 S	5 W	WM	28	NW	MILLERS LAKE – LATITUDE 42 DEGREES, 03 MINUTES, 55 SECONDS, LONGITUDE -123 DEGREES, 18 MINUTES, 10 SECONDS
40 S	5 W	WM	15	SE NE	STURGIS FORK – LATITUDE 42 DEGREES, 05 MINUTES, 32 SECONDS, LONGITUDE -123 DEGREES, 16 MINUTES, 18 SECONDS
40 S	5 W	WM	15	SE NW	O'BRIEN FORK – LATITUDE 42 DEGREES, 06 MINUTES, 18 SECONDS, LONGITUDE -123 DEGREES, 14 MINUTES, 44 SECONDS

The water user shall operate and maintain the fish screen at the new point of diversion consistent with Oregon Department of Fish and Wildlife (ODFW) operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

The right to the use of the water for purposes aforesaid is restricted to the lands or place of use herein described.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered SEPTEMBER 21, 2017, at Special Order Volume 105, Page 812, approving Transfer Application T-12477, and together with Certificate 93252, supersedes Certificate 42877, State Record of Water Right Certificates.

Issued APR 12 2022.

Dwight French
 Water Right Services Division Administrator, for
 Thomas M. Byler, Director
 Oregon Water Resources Department