

STATE OF OREGON  
 COUNTY OF JOSEPHINE  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

APPLEGATE VALLEY INVESTMENTS LLC  
 7350 NEW HOPE RD  
 GRANTS PASS OR 97527

confirms the right to the use of waters as limited and conditioned below. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the points of diversion from the source.

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 16, at Page 523.

SOURCE: APPLEGATE RIVER, A TRIBUTARY OF ROGUE RIVER

USE: IRRIGATION OF 7.1 ACRES

RATE: 0.14 CUBIC FOOT PER SECOND

PERIOD OF USE: APRIL 1 THROUGH OCTOBER 31

PRIORITY DATE: 1902

**The points of diversion are located as follows:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
37 S	5 W	WM	19	NW NE	3	MURPHY DITCH/POD#1 (ORIGINAL) - 733 FEET SOUTH AND 267 FEET EAST FROM N1/4 CORNER, SECTION 19
37 S	6 W	WM	24	SW NE		POD # 3 (ADDITIONAL) - 2570 FEET SOUTH AND 1586 FEET WEST FROM NE CORNER, SECTION 24
37 S	6 W	WM	24	SW NE		POD # 2 (ADDITIONAL) - 1972 FEET SOUTH AND 1431 FEET WEST FROM NE CORNER, SECTION 24

**A description of the place of use is as follows:**

Twp	Rng	Mer	Sec	Q-Q	Acres
37 S	6 W	WM	24	NE NE	3.9
37 S	6 W	WM	24	SE NE	3.2

**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 additional points of diversion, together with that diverted at the original points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.

Water use measurement conditions:

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

The Oregon Department of Fish and Wildlife (ODFW) may require the water user to install an approved fish screen at the new point of diversion within one year after receiving written notification that a fish screen is required. Once installed the water user shall maintain and operate the fish screen at the new point of diversion according to ODFW's 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.

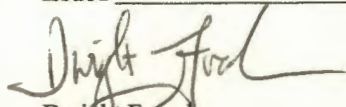
Said right shall be subject to all conditions and limitations contained in said decree.

The right to use water for the above purposes aforesaid is restricted to lands or place of use herein described and is subject to all other conditions and limitations contained in the decree.

This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered December 18, 2005, at Special Order Volume 98, Page 493, approving Transfer Application T-11757, and together with Certificate 89957, supersedes Certificate 32854, State record of Water Right Certificates.

**OCT 06 2023**

Issued \_\_\_\_\_



Dwight French  
Water Right Services Division Administrator, for  
Douglas E. Woodcock, Acting Director  
Oregon Water Resources Department