T-10465

1 OF 2

T-10465

RA

Name Rogue River Valley Irrigation Dist

Address 3139 Merriman Rd
Medford, OR 97501
541-773-6127

Change in POU USE APOD
Date Filed 9-27-07
Initial notice date 10-16-07
DPD issued date
PD issued date
PD notice date
Date of FO JUN 29 2009 Vol 78 Page 275
Correcting cert order 79 p. 119

C-Date
COBU due date
COBU Received date COBU 8/4/2011
Certificate issued 85286
~~85316~~ 85287
85876 ~~85288~~
Assignments: 85877 ~~85289~~

DESCRIPTION OF WATER RIGHT(s)

Name of Stream N + S Fk Little Butte CR Bradshaw Drop Fourmile L Fish Antelope CR Agate Reservoir
Trib. of Little Butte CR Salt Creek Fourmile CR Dry Creek

Use IR County Jackson
Quantity of water (CFS) No. of Acres
Name of ditch

| | | | | |
|---|---|---|---|---|
| App # LT Butte CR Decree | Per # 1949 | Cert # 80566 | PR Date 1899 |
| App # LT Butte CR Decree | Per # 1949 | Cert # 80567 | PR Date 1899 |
| App # E194 | Per # | Cert # 80569 | PR Date 1909 |
| App # S 589 | Per # 8407 | Cert # 80571 | PR Date 1910 |
| App # S 30386 | Per # S 1705 | Cert # 80574 | PR Date 1913 |
| ~~S 29701~~ | | ~~80576~~ | 1915 |

97451
97452
97453
97454
97455

FEES PAID

| Date | Amount | Receipt # |
|---|---|---|
| 9/27/07 | 2400.00 | 89886 |
| 10-22-07 | 1250.00 | 90251 |

FEES REFUNDED

| Date | Amount | Receipt# |
|---|---|---|

Irrigation District Rogue River Irrigation (Medford Irrigation)? 1340 Meyers Lane. Medford OR 97501

Agent Steve Shropshire PO Box 230669 Portland OR 97281 503 598-5583

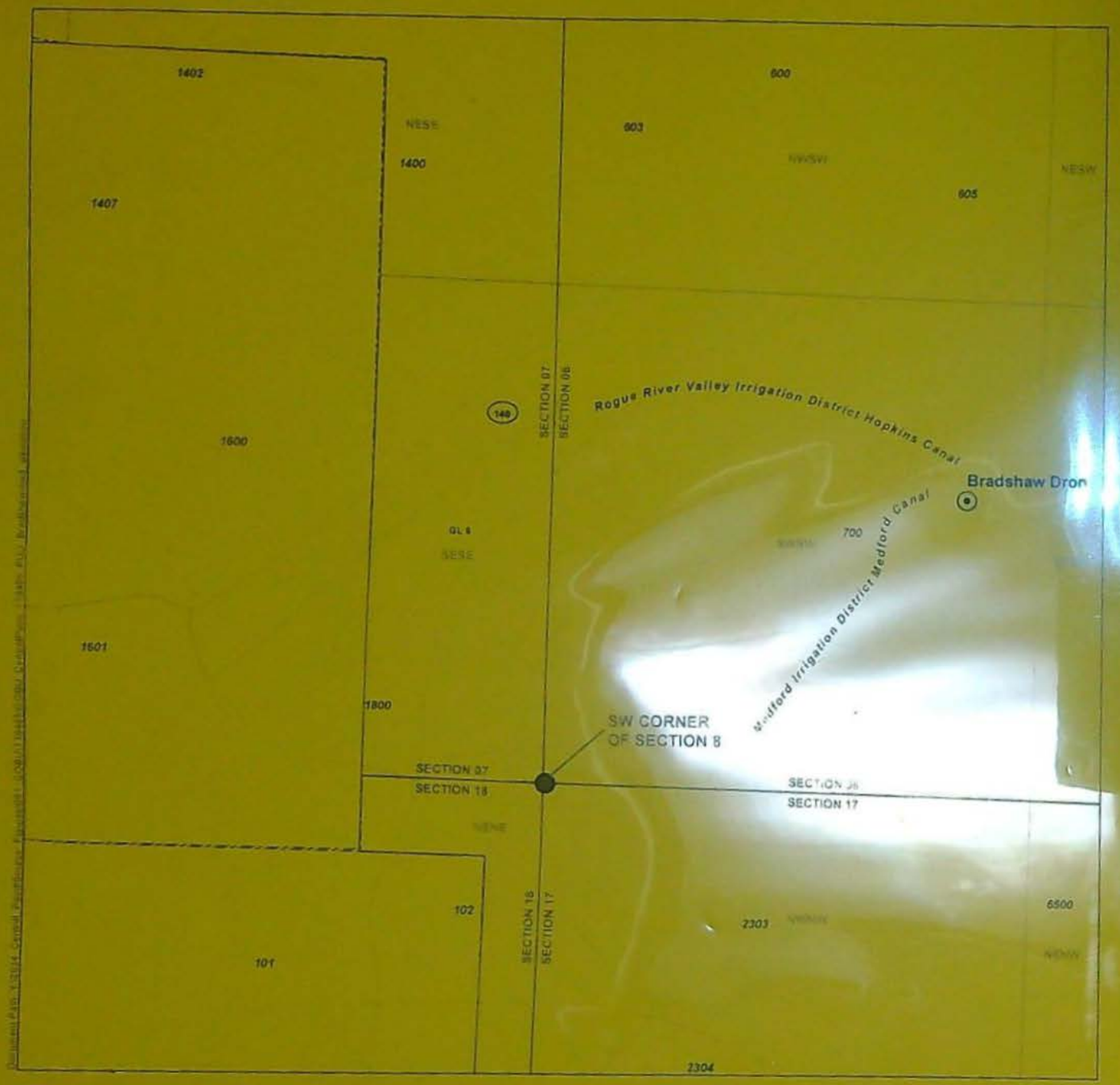
CWRE Herbert Farber

CC's list Jackson County 10 Oakdale Medford OR 97501
City of Central Point 140 S Third Central Point OR 97502 Representing residents
CLO: Big Bays Development LLC. PO Box 1004 Shady Cove OR 97539

to RLO:

☐ - Oversized map - Location

RA contractor: Envirologic




**LEGEND**

- Point of Diversion (POD)
- Government Lot (GL)
- Donation Land Claim (DLC)
- Tax Lot
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
# City of Central Point
# Point of Diversion Map 1

**T-10465**

Jackson County
Township 36 South, Range 1 East (W.M.)

RECEIVED
MAR 24 2023
OWRD
SALEM, OREGON

**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

**LOCATION DESCRIPTION**
**Bradshaw Drop**
Located 805 feet North and 1130 feet East from the SW Corner of Section 8, Township 36 South, Range 1 East (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: March 1, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co.

N
0 200 400
1 inch = 400 feet

GSI Water Solutions, Inc.

**LEGEND**

- Point of Diversion (POD)
- Government Lot (GL)
- Tax Lot
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
# City of Central Point
# Point of Diversion Map 2

**T-10465**

Jackson County
Township 37 South, Range 4 East (W.M.)

**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

RECEIVED
MAR 24 2023
OWRD
SALEM, OREGON

**LOCATION DESCRIPTION**
**Fish Lake Dam**
Located 4000 feet South and 600 feet West from the NE corner of Section 4, Township 37 South, Range 4 East (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: February 24, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co.

N
0 660 1,320
1 inch = 1,320 feet

GSI Water Solutions, Inc.

**LEGEND**

- Point of Diversion (POD)
- Tax Lot
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
## City of Central Point
## Point of Diversion Map 3

**T-10465**

Jackson County
Township 36 South, Range 5 East (W.M.)

RECEIVED
MAR 24 2023
OWRD
SALEM, OREGON

**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

**LOCATION DESCRIPTION**
**Fourmile Lake Dam**
Located 3,580 feet North and 1,050 feet East from the SE corner of Section 9, Township 36 South, Range 5 East (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines

Date: March 1, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Klamath Co

N
0 660 1,320
1 inch = 1,320 feet

GSI Water Solutions, Inc.

**LEGEND**

- Point of Diversion (POD)
- Tax Lot
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
# City of Central Point
# Point of Diversion Map 4

**T-10465**

Jackson County
Township 36 South, Range 2 East (W.M.)

**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

RECEIVED
MAR 24 2023
OWRD
SALEM, OREGON

**LOCATION DESCRIPTION**

**North Fork Little Butte Creek**
Located 40 feet North and 620 feet West from the E1/4 corner of Section 21, Township 36 South, Range 2 East (W.M.)

**South Fork Little Butte Creek**
Located 780 feet South and 400 feet West from the E1/4 corner of Section 29, Township 36 South, Range 2 East (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: March 1, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co

N
0 660 1,320
1 inch = 1,320 feet

GSI Water Solutions, Inc.

**LEGEND**

- Point of Diversion (POD)
- Tax Lot
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
# City of Central Point
# Point of Diversion Map 5

**T-10465**

Jackson County
Township 36 South, Range 1 East (W.M.)

RECEIVED
MAR 24 2023
OWRD
SALEM, OREGON

**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

**LOCATION DESCRIPTION**
**Hopkins Canal**
Located 770 feet North and 1650 feet West from the E1/4 corner of Section 30, Township 36 South, Range 1 East (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: March 1, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co

N
0 200 400
1 inch = 400 feet

GSI Water Solutions, Inc.

**LEGEND**

- Point of Diversion (POD)
- Meter Location
- Conveyance
- Place of Use (POU)
- Government Lot (GL)
- Donation Land Claim (DLC)
- Tax Lot
- Major Road
- Railroad
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
# City of Central Point
# Place of Use and Duff WTP Intake Point of Diversion Map

**T-10465**

Jackson County
Township 36, 37 South, Range 2 West (W.M.)

**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

RECEIVED
MAR 24 2023
OWRD
SALEM, OREGON

**LOCATION DESCRIPTION**

**Duff WTP Intake**
Located 3961.8 ft South and 1683.3 ft East from the NE corner of DLC 42 Section 11, Township 36 South, Range 2 West (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: February 24, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co.

N
0 2,400 4,800
1 inch = 4,800 feet

GSI Water Solutions, Inc.

STATE OF OREGON

# WATER RESOURCES DEPARTMENT

RECEIPT # **89886**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Maumies Properties

BY: _____

| | |
|---|---|
| APPLICATION | |
| PERMIT | |
| TRANSFER | T-10465 |

CASH: ☐ CHECK:# ☒ 2178 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D $ 2460.00

## 1083 TREASURY 4170 WRD MISC CASH ACCT

| | | | |
|---|---|---|---|
| 0407 | COPIES | | $ |
| _____ | OTHER: | (IDENTIFY) _____ | $ |

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

## 4270 WRD OPERATING ACCT

**MISCELLANEOUS**

| | | | |
|---|---|---|---|
| 0407 | COPY & TAPE FEES | | $ |
| 0410 | RESEARCH FEES | | $ |
| 0408 | MISC REVENUE: (IDENTIFY) | _____ | $ |
| TC162 | DEPOSIT LIAB. (IDENTIFY) | _____ | $ |
| 0240 | EXTENSION OF TIME | | $ |

| | WATER RIGHTS: | EXAM FEE | | RECORD FEE |
|---|---|---|---|---|
| 0201 | SURFACE WATER | $ | 0202 | $ |
| 0203 | GROUND WATER | $ | 0204 | $ |
| 0205 | TRANSFER | $ 2460.00 | | |

| | WELL CONSTRUCTION | EXAM FEE | | LICENSE FEE |
|---|---|---|---|---|
| 0218 | WELL DRILL CONSTRUCTOR | $ | 0219 | $ |
| | LANDOWNER'S PERMIT | | 0220 | $ |

_____ OTHER (IDENTIFY) _____

## 0536 TREASURY 0437 WELL CONST. START FEE

| | | | | |
|---|---|---|---|---|
| 0211 | WELL CONST START FEE | $ | CARD # | |
| 0210 | MONITORING WELLS | $ | CARD # | |

_____ OTHER (IDENTIFY) _____

## 0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

| | | | |
|---|---|---|---|
| 0233 | POWER LICENSE FEE (FW/WRD) | | $ |
| 0231 | HYDRO LICENSE FEE (FW/WRD) | | $ |
| _____ | HYDRO APPLICATION | | $ |

## _____ TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ $ _____

RECEIPT: **89886** DATED: 9/27/07 BY: _____

Distribution – White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

STATE OF OREGON

WATER [redacted] SOURCES DEPARTMENT

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # 140370

INVOICE # _____

RECEIVED FROM: ESI Water Solutions, Inc.

BY: _____

| | |
|---|---|
| APPLICATION | |
| PERMIT | |
| TRANSFER | T-10465 |

CASH: ☐ CHECK:# ☒ 025815 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D $125.00

## 1083 TREASURY 4170 WRD MISC CASH ACCT

| | | | |
|---|---|---|---|
| 0407 | COPIES | 47126 R12931-23 | $ |
| 0413 | OTHER: | (IDENTIFY) Certificate Reimbursement Authority | $ 125.00 |

0243 I/S Lease ____ 0244 Muni Water Mgmt. Plan ____ 0245 Cons. Water ____

## 4270 WRD OPERATING ACCT

**MISCELLANEOUS**

| | | |
|---|---|---|
| 0407 | COPY & TAPE FEES | $ |
| 0410 | RESEARCH FEES | $ |
| 0408 | MISC REVENUE: (IDENTIFY) _____ | $ |
| TC162 | DEPOSIT LIAB. (IDENTIFY) _____ | $ |
| 0240 | EXTENSION OF TIME | $ |

**WATER RIGHTS:**

| | | EXAM FEE | | RECORD FEE |
|---|---|---|---|---|
| 0201 | SURFACE WATER | $ | 0202 | $ |
| 0203 | GROUND WATER | $ | 0204 | $ |
| 0205 | TRANSFER | $ | | |

**WELL CONSTRUCTION**

| | | EXAM FEE | | LICENSE FEE |
|---|---|---|---|---|
| 0218 | WELL DRILL CONSTRUCTOR | $ | 0219 | $ |
| | LANDOWNER'S PERMIT | | 0220 | $ |

____ OTHER (IDENTIFY) _____

## 0536 TREASURY 0437 WELL CONST. START FEE

| | | | |
|---|---|---|---|
| 0211 | WELL CONST START FEE | $ | CARD# |
| 0210 | MONITORING WELLS | $ | CARD# |

____ OTHER (IDENTIFY) _____

## 0607 TREASURY 0467 HYDRO ACTIVITY

| | | LIC NUMBER | |
|---|---|---|---|
| 0233 | POWER LICENSE FEE (FW/WRD) | | $ |
| 0231 | HYDRO LICENSE FEE (FW/WRD) | | $ |
| ____ | HYDRO APPLICATION | | $ |

## ____ TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ $

RECEIPT: 140370 DATED: 3/24/23 BY: _____

Distribution – White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

STATE OF OREGON

WATER[redacted]SOURCES DEPARTMENT

[redacted]5 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # 140554 INVOICE # _____

RECEIVED FROM: GSI Water Solutions, Inc.
BY: _____

| | |
|---|---|
| APPLICATION | |
| PERMIT | |
| TRANSFER | T-10465 |
| TOTAL REC'D | $2,331.00 |

CASH: ☐ CHECK:# ☒ 25891 OTHER: (IDENTIFY) ☐ _____

**1083 TREASURY 4170 WRD MISC CASH ACCT**

| | | | |
|---|---|---|---|
| 0407 | COPIES | 47126 R12951.23 | $ |
| 0413 | OTHER: | (IDENTIFY) Certificate Reinstatement Authority | $ 2,331.00 |

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

**4270 WRD OPERATING ACCT**

**MISCELLANEOUS**

| | | |
|---|---|---|
| 0407 | COPY & TAPE FEES | $ |
| 0410 | RESEARCH FEES | $ |
| 0408 | MISC REVENUE: (IDENTIFY) _____ | $ |
| TC162 | DEPOSIT LIAB. (IDENTIFY) _____ | $ |
| 0240 | EXTENSION OF TIME | $ |

**WATER RIGHTS:**

| | | EXAM FEE | | RECORD FEE |
|---|---|---|---|---|
| 0201 | SURFACE WATER | $ | 0202 | $ |
| 0203 | GROUND WATER | $ | 0204 | $ |
| 0205 | TRANSFER | $ | | |

**WELL CONSTRUCTION**

| | | EXAM FEE | | LICENSE FEE |
|---|---|---|---|---|
| 0218 | WELL DRILL CONSTRUCTOR | $ | 0219 | $ |
| | LANDOWNER'S PERMIT | | 0220 | $ |

_____ OTHER (IDENTIFY) _____

**0536 TREASURY 0437 WELL CONST. START FEE**

| | | | | |
|---|---|---|---|---|
| 0211 | WELL CONST START FEE | $ | CARD# | |
| 0210 | MONITORING WELLS | $ | CARD# | |

_____ OTHER (IDENTIFY) _____

**0607 TREASURY 0467 HYDRO ACTIVITY** LIC NUMBER

| | | | |
|---|---|---|---|
| 0233 | POWER LICENSE FEE (FW/WRD) | | $ |
| 0231 | HYDRO LICENSE FEE (FW/WRD) | | $ |
| _____ | HYDRO APPLICATION | | $ |

**____ TREASURY OTHER / RDX**

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION _____ $

RECEIPT: 140554 DATED: 4.24.23 BY: _____

Distribution – White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

# RA Mailing List for Certificate

Scheduled Mailing Date:

**Application:** T-10465

**Certificate:** 97451 (cf-80566) ✓
97452 (cf-80567) ✓
97453 (cf-80569) ✓
97454 (cf-80571) ✓
97455 (cf-80574) ✓

Copies Mailed
by: KMWF
(STAFF)
on: NOV 28 2023
(DATE)

Water Right Holder:

CITY OF CENTRAL POINT
140 S 3RD STREET
CENTRAL POINT OR 97502

Copies of Final Certificate to be sent to:

1. Watermaster District 13 (include copy of map)
2. Water Availability
3. Vault
4. File

Is the Permit Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records?

**N/A - MUNICIPAL**

Other persons to receive copies: (include map):

1. Herbert Farber, CWRE, ✓
2. Robyn Cook, GSI, CWRE ✓
3. Rogue River Valley Irrigation District, 3139 Merriman Rd, Medford OR 97501
4. Tamera Smith, OWRD
5. Medford Water Commission, 200 S Ivy Street – Room 177, Medford OR 97501

**Record Marking(s):**

1. Original Application# N/A - DECREED RIGHT
2. Old Certificate# 80566
3. Original Application# N/A - DECREED RIGHT
4. Old Certificate# 80567
5. Original Application# APPLICATION E-194
6. Old Certificate# 80569
7. Original Application# APPLICATION S-589
8. Old Certificate# 80571
9. Original Application# APPLICATION S-3036
10. Old Certificate# 80574

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF CENTRAL POINT
140 S 3RD STREET
CENTRAL POINT OR 97502

confirms the right to use the waters of NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries of LITTLE BUTTE CREEK for MUNICIPAL USE.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Jackson County, said decree entered of record at Salem in the Order Record of the State Engineer in Volume 14, at Page 498. The date of priority is SEPTEMBER 14, 1899. This right is limited to 0.11 CUBIC FOOT PER SECOND (CFS), or its equivalent in case of rotation, measured at the head of the ditch or the point where the same leaves the natural stream, from April 1st to October 1st of each year.

The rate of diversion for municipal use under this right and Certificates 97453, 97454, and 97455 shall be limited to a maximum combined rate of diversion of 0.35 cubic foot per second and shall be further limited to a combined volume diverted of 51.8 acre feet during the time period of April 1 to October 1.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | DLC | Measured Distances |
|---|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | | NORTH FORK LITTLE BUTTE CREEK (ORIGINAL) - 40 FEET NORTH AND 620 FEET WEST FROM E1/4 CORNER, SECTION 20 |
| 36 S | 2 E | WM | 29 | NE SE | | SOUTH FORK LITTLE BUTTE CREEK (ORIGINAL) - 780 FEET SOUTH AND 400 FEET WEST FROM E1/4 CORNER, SECTION 29 |
| 36 S | 2 W | WM | 13 | SW NW | 42 | MEDFORD WATER COMMISSION DUFF TREATMENT PLANT (ADDITIONAL) - 3961.8 FEET SOUTH AND 1883.3 FEET EAST FROM NE CORNER, DLC 42, SECTION 11 |

The place of use is within the city limits of the City of Central Point, described as follows:

| Twp | Rng | Mer | Sec | Q-Q |
|---|---|---|---|---|
| 36 S | 2 W | WM | 34 | NE SW |
| 36 S | 2 W | WM | 34 | SE SW |
| 36 S | 2 W | WM | 34 | NE SE |
| 36 S | 2 W | WM | 34 | NW SE |
| 36 S | 2 W | WM | 34 | SW SE |
| 36 S | 2 W | WM | 34 | SE SE |
| 36 S | 2 W | WM | 35 | SW SW |
| 36 S | 2 W | WM | 35 | SE SE |

**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.

| Twp | Rng | Mer | Sec | Q-Q |
|---|---|---|---|---|
| 36 S | 2 W | WM | 36 | SE NW |
| 36 S | 2 W | WM | 36 | NE SW |
| 36 S | 2 W | WM | 36 | SW SW |
| 36 S | 2 W | WM | 36 | SE SW |
| 37 S | 2 W | WM | 1 | NE NW |
| 37 S | 2 W | WM | 1 | NW NW |
| 37 S | 2 W | WM | 1 | SW NW |
| 37 S | 2 W | WM | 1 | SE NW |
| 37 S | 2 W | WM | 1 | NE SW |
| 37 S | 2 W | WM | 1 | NW SW |
| 37 S | 2 W | WM | 1 | SW SW |
| 37 S | 2 W | WM | 1 | SE SW |
| 37 S | 2 W | WM | 2 | NE NE |
| 37 S | 2 W | WM | 2 | SE NE |
| 37 S | 2 W | WM | 2 | NW NW |
| 37 S | 2 W | WM | 2 | SW NW |
| 37 S | 2 W | WM | 2 | SE NW |
| 37 S | 2 W | WM | 2 | NE SW |
| 37 S | 2 W | WM | 2 | NW SW |
| 37 S | 2 W | WM | 2 | SW SW |
| 37 S | 2 W | WM | 2 | SE SW |
| 37 S | 2 W | WM | 2 | NE SE |
| 37 S | 2 W | WM | 2 | NW SE |
| 37 S | 2 W | WM | 2 | SW SE |
| 37 S | 2 W | WM | 2 | SE SE |
| 37 S | 2 W | WM | 3 | NE NE |
| 37 S | 2 W | WM | 3 | NW NE |
| 37 S | 2 W | WM | 3 | SW NE |
| 37 S | 2 W | WM | 3 | SE NE |
| 37 S | 2 W | WM | 3 | NE NW |
| 37 S | 2 W | WM | 3 | NW NW |
| 37 S | 2 W | WM | 3 | SW NW |
| 37 S | 2 W | WM | 3 | SE NW |
| 37 S | 2 W | WM | 3 | NE SW |
| 37 S | 2 W | WM | 3 | NW SW |
| 37 S | 2 W | WM | 3 | SW SW |
| 37 S | 2 W | WM | 3 | SE SW |
| 37 S | 2 W | WM | 3 | NE SE |
| 37 S | 2 W | WM | 3 | NW SE |
| 37 S | 2 W | WM | 3 | SW SE |
| 37 S | 2 W | WM | 3 | SE SE |
| 37 S | 2 W | WM | 10 | NE NE |
| 37 S | 2 W | WM | 10 | NW NE |
| 37 S | 2 W | WM | 10 | SW NE |
| 37 S | 2 W | WM | 10 | SE NE |
| 37 S | 2 W | WM | 10 | NE NW |
| 37 S | 2 W | WM | 10 | NW NW |
| 37 S | 2 W | WM | 10 | SW NW |
| 37 S | 2 W | WM | 10 | SE NW |
| 37 S | 2 W | WM | 10 | NE SW |
| 37 S | 2 W | WM | 10 | NW SW |
| 37 S | 2 W | WM | 10 | SW SW |
| 37 S | 2 W | WM | 10 | SE SW |

| Twp | Rng | Mer | Sec | Q-Q |
|---|---|---|---|---|
| 37 S | 2 W | WM | 10 | NE SE |
| 37 S | 2 W | WM | 10 | NW SE |
| 37 S | 2 W | WM | 10 | SW SE |
| 37 S | 2 W | WM | 10 | SE SE |
| 37 S | 2 W | WM | 11 | NE NE |
| 37 S | 2 W | WM | 11 | NW NE |
| 37 S | 2 W | WM | 11 | SW NE |
| 37 S | 2 W | WM | 11 | SE NE |
| 37 S | 2 W | WM | 11 | NE NW |
| 37 S | 2 W | WM | 11 | NW NW |
| 37 S | 2 W | WM | 11 | SW NW |
| 37 S | 2 W | WM | 11 | SE NW |
| 37 S | 2 W | WM | 11 | NE SW |
| 37 S | 2 W | WM | 11 | NW SW |
| 37 S | 2 W | WM | 11 | SW SW |
| 37 S | 2 W | WM | 11 | SE SW |
| 37 S | 2 W | WM | 11 | NE SE |
| 37 S | 2 W | WM | 11 | NW SE |
| 37 S | 2 W | WM | 11 | SW SE |
| 37 S | 2 W | WM | 11 | SE SE |
| 37 S | 2 W | WM | 12 | NE NW |
| 37 S | 2 W | WM | 12 | NW NW |
| 37 S | 2 W | WM | 12 | SW NW |
| 37 S | 2 W | WM | 12 | SE NW |
| 37 S | 2 W | WM | 12 | NE SW |
| 37 S | 2 W | WM | 12 | NW SW |
| 37 S | 2 W | WM | 12 | SW SW |
| 37 S | 2 W | WM | 12 | SE SW |

The water user shall maintain a suitable device for measuring and recording the quantity of water diverted.

The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) operational and maintenance standards.

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

The right to 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 to said decree; however, water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

This certificate is issued to confirm changes in ADDITIONAL POINT OF DIVERSION, PLACE OF USE, and CHARACTER OF USE approved by an order of the Water Resources Director entered JUNE 29, 2009, at Special Order Volume 78, Page 275, approving Transfer Application T-10465, and together with Certificate 85286, supersedes Certificate 80566, State Record of Water Right Certificates.

Issued NOV 28 2023.

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

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF CENTRAL POINT
140 S 3RD STREET
CENTRAL POINT OR 97502

confirms the right to use the waters of NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries of LITTLE BUTTE CREEK for MUNICIPAL USE.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Jackson County, said decree entered of record at Salem in the Order Record of the State Engineer in Volume 14, at Page 498. The date of priority is SEPTEMBER 14, 1899. This right is limited to 0.11 CUBIC FOOT PER SECOND (CFS), or its equivalent in case of rotation, measured at the head of the ditch or the point where the same leaves the natural stream, from April 1st to October 1st of each year.

The rate of diversion for municipal use under this right and Certificates 97453, 97454, and 97455 shall be limited to a maximum combined rate of diversion of 0.35 cubic foot per second and shall be further limited to a combined volume diverted of 53.2 acre feet during the time period of April 1 to October 1.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | DLC | Measured Distances |
|---|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | | NORTH FORK LITTLE BUTTE CREEK (ORIGINAL) - 40 FEET NORTH AND 620 FEET WEST FROM E1/4 CORNER, SECTION 20 |
| 36 S | 2 E | WM | 29 | NE SE | | SOUTH FORK LITTLE BUTTE CREEK (ORIGINAL) - 780 FEET SOUTH AND 400 FEET WEST FROM E1/4 CORNER, SECTION 29 |
| 36 S | 2 W | WM | 13 | SW NW | 42 | MEDFORD WATER COMMISSION DUFF TREATMENT PLANT (ADDITIONAL) - 3961.8 FEET SOUTH AND 1883.3 FEET EAST FROM NE CORNER, DLC 42, SECTION 11 |

The place of use is within the city limits of the City of Central Point, described as follows:

| Twp | Rng | Mer | Sec | Q-Q |
|---|---|---|---|---|
| 36 S | 2 W | WM | 34 | NE SW |
| 36 S | 2 W | WM | 34 | SE SW |
| 36 S | 2 W | WM | 34 | NE SE |
| 36 S | 2 W | WM | 34 | NW SE |
| 36 S | 2 W | WM | 34 | SW SE |
| 36 S | 2 W | WM | 34 | SE SE |
| 36 S | 2 W | WM | 35 | SW SW |
| 36 S | 2 W | WM | 35 | SE SE |

**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.

| Twp | Rng | Mer | Sec | Q-Q |
|---|---|---|---|---|
| 36 S | 2 W | WM | 36 | SE NW |
| 36 S | 2 W | WM | 36 | NE SW |
| 36 S | 2 W | WM | 36 | SW SW |
| 36 S | 2 W | WM | 36 | SE SW |
| 37 S | 2 W | WM | 1 | NE NW |
| 37 S | 2 W | WM | 1 | NW NW |
| 37 S | 2 W | WM | 1 | SW NW |
| 37 S | 2 W | WM | 1 | SE NW |
| 37 S | 2 W | WM | 1 | NE SW |
| 37 S | 2 W | WM | 1 | NW SW |
| 37 S | 2 W | WM | 1 | SW SW |
| 37 S | 2 W | WM | 1 | SE SW |
| 37 S | 2 W | WM | 2 | NE NE |
| 37 S | 2 W | WM | 2 | SE NE |
| 37 S | 2 W | WM | 2 | NW NW |
| 37 S | 2 W | WM | 2 | SW NW |
| 37 S | 2 W | WM | 2 | SE NW |
| 37 S | 2 W | WM | 2 | NE SW |
| 37 S | 2 W | WM | 2 | NW SW |
| 37 S | 2 W | WM | 2 | SW SW |
| 37 S | 2 W | WM | 2 | SE SW |
| 37 S | 2 W | WM | 2 | NE SE |
| 37 S | 2 W | WM | 2 | NW SE |
| 37 S | 2 W | WM | 2 | SW SE |
| 37 S | 2 W | WM | 2 | SE SE |
| 37 S | 2 W | WM | 3 | NE NE |
| 37 S | 2 W | WM | 3 | NW NE |
| 37 S | 2 W | WM | 3 | SW NE |
| 37 S | 2 W | WM | 3 | SE NE |
| 37 S | 2 W | WM | 3 | NE NW |
| 37 S | 2 W | WM | 3 | NW NW |
| 37 S | 2 W | WM | 3 | SW NW |
| 37 S | 2 W | WM | 3 | SE NW |
| 37 S | 2 W | WM | 3 | NE SW |
| 37 S | 2 W | WM | 3 | NW SW |
| 37 S | 2 W | WM | 3 | SW SW |
| 37 S | 2 W | WM | 3 | SE SW |
| 37 S | 2 W | WM | 3 | NE SE |
| 37 S | 2 W | WM | 3 | NW SE |
| 37 S | 2 W | WM | 3 | SW SE |
| 37 S | 2 W | WM | 3 | SE SE |
| 37 S | 2 W | WM | 10 | NE NE |
| 37 S | 2 W | WM | 10 | NW NE |
| 37 S | 2 W | WM | 10 | SW NE |
| 37 S | 2 W | WM | 10 | SE NE |
| 37 S | 2 W | WM | 10 | NE NW |
| 37 S | 2 W | WM | 10 | NW NW |
| 37 S | 2 W | WM | 10 | SW NW |
| 37 S | 2 W | WM | 10 | SE NW |
| 37 S | 2 W | WM | 10 | NE SW |
| 37 S | 2 W | WM | 10 | NW SW |
| 37 S | 2 W | WM | 10 | SW SW |
| 37 S | 2 W | WM | 10 | SE SW |

| Twp | Rng | Mer | Sec | Q-Q |
|---|---|---|---|---|
| 37 S | 2 W | WM | 10 | NE SE |
| 37 S | 2 W | WM | 10 | NW SE |
| 37 S | 2 W | WM | 10 | SW SE |
| 37 S | 2 W | WM | 10 | SE SE |
| 37 S | 2 W | WM | 11 | NE NE |
| 37 S | 2 W | WM | 11 | NW NE |
| 37 S | 2 W | WM | 11 | SW NE |
| 37 S | 2 W | WM | 11 | SE NE |
| 37 S | 2 W | WM | 11 | NE NW |
| 37 S | 2 W | WM | 11 | NW NW |
| 37 S | 2 W | WM | 11 | SW NW |
| 37 S | 2 W | WM | 11 | SE NW |
| 37 S | 2 W | WM | 11 | NE SW |
| 37 S | 2 W | WM | 11 | NW SW |
| 37 S | 2 W | WM | 11 | SW SW |
| 37 S | 2 W | WM | 11 | SE SW |
| 37 S | 2 W | WM | 11 | NE SE |
| 37 S | 2 W | WM | 11 | NW SE |
| 37 S | 2 W | WM | 11 | SW SE |
| 37 S | 2 W | WM | 11 | SE SE |
| 37 S | 2 W | WM | 12 | NE NW |
| 37 S | 2 W | WM | 12 | NW NW |
| 37 S | 2 W | WM | 12 | SW NW |
| 37 S | 2 W | WM | 12 | SE NW |
| 37 S | 2 W | WM | 12 | NE SW |
| 37 S | 2 W | WM | 12 | NW SW |
| 37 S | 2 W | WM | 12 | SW SW |
| 37 S | 2 W | WM | 12 | SE SW |

The water user shall maintain a suitable device for measuring and recording the quantity of water diverted.

The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) operational and maintenance standards.

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

The right to 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; however, water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

This certificate is issued to confirm changes in ADDITIONAL POINT OF DIVERSION, PLACE OF USE, and CHARACTER OF USE approved by an order of the Water Resources Director entered JUNE 29, 2009, at Special Order Volume 78, Page 275, approving Transfer Application T-10465, and together with Certificate 85287, supersedes Certificate 80567, State Record of Water Right Certificates.

Issued NOV 28 2023.

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

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF CENTRAL POINT
140 S 3RD STREET
CENTRAL POINT OR 97502

confirms the right to use the waters of NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries of LITTLE BUTTE CREEK for MUNICIPAL USE.

This right was perfected under Permit E-19. The date of priority is JULY 23, 1909. This right is limited to 0.66 CUBIC FOOT PER SECOND (CFS), or its equivalent in case of rotation, measured at the point of diversion from the source.

The rate of diversion for municipal use under this right and Certificates 97454, and 97455 shall be limited to a maximum combined rate of diversion of 0.50 cubic foot per second and shall be further limited to a combined volume diverted of 342.6 acre feet during the time period of April 1 to October 1.

Certificate 80569, together with certificate numbered 80570 for irrigation within the Medford Irrigation District, confirms all water rights perfected under Permit E-19. Total diversions through the Main Canal from North Fork and South Fork of Little Butte Creek shall not exceed 140 CFS at any one time, being 50 CFS for Rogue River Valley Irrigation District and 90 CFS for Medford Irrigation District. Total diversions from North Fork Little Butte Creek shall not exceed 125 CFS at any one time. Total diversions from South Fork Little Butte Creek shall not exceed 100 CFS at any one time.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | DLC | Measured Distances |
|---|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | | NORTH FORK LITTLE BUTTE CREEK (ORIGINAL) - 40 FEET NORTH AND 620 FEET WEST FROM E1/4 CORNER, SECTION 20 |
| 36 S | 2 E | WM | 29 | NE SE | | SOUTH FORK LITTLE BUTTE CREEK (ORIGINAL) - 780 FEET SOUTH AND 400 FEET WEST FROM E1/4 CORNER, SECTION 29 |
| 36 S | 2 W | WM | 13 | SW NW | 42 | MEDFORD WATER COMMISSION DUFF TREATMENT PLANT (ADDITIONAL) - 3961.8 FEET SOUTH AND 1883.3 FEET EAST FROM NE CORNER, DLC 42, SECTION 11 |

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

**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 place of use is within the city limits of the City of Central Point, described as follows:

| Twp | Rng | Mer | Sec | Q-Q |
|---|---|---|---|---|
| 36 S | 2 W | WM | 34 | NE SW |
| 36 S | 2 W | WM | 34 | SE SW |
| 36 S | 2 W | WM | 34 | NE SE |
| 36 S | 2 W | WM | 34 | NW SE |
| 36 S | 2 W | WM | 34 | SW SE |
| 36 S | 2 W | WM | 34 | SE SE |
| 36 S | 2 W | WM | 35 | SW SW |
| 36 S | 2 W | WM | 35 | SE SE |
| 36 S | 2 W | WM | 36 | SE NW |
| 36 S | 2 W | WM | 36 | NE SW |
| 36 S | 2 W | WM | 36 | SW SW |
| 36 S | 2 W | WM | 36 | SE SW |
| 37 S | 2 W | WM | 1 | NE NW |
| 37 S | 2 W | WM | 1 | NW NW |
| 37 S | 2 W | WM | 1 | SW NW |
| 37 S | 2 W | WM | 1 | SE NW |
| 37 S | 2 W | WM | 1 | NE SW |
| 37 S | 2 W | WM | 1 | NW SW |
| 37 S | 2 W | WM | 1 | SW SW |
| 37 S | 2 W | WM | 1 | SE SW |
| 37 S | 2 W | WM | 2 | NE NE |
| 37 S | 2 W | WM | 2 | SE NE |
| 37 S | 2 W | WM | 2 | NW NW |
| 37 S | 2 W | WM | 2 | SW NW |
| 37 S | 2 W | WM | 2 | SE NW |
| 37 S | 2 W | WM | 2 | NE SW |
| 37 S | 2 W | WM | 2 | NW SW |
| 37 S | 2 W | WM | 2 | SW SW |
| 37 S | 2 W | WM | 2 | SE SW |
| 37 S | 2 W | WM | 2 | NE SE |
| 37 S | 2 W | WM | 2 | NW SE |
| 37 S | 2 W | WM | 2 | SW SE |
| 37 S | 2 W | WM | 2 | SE SE |
| 37 S | 2 W | WM | 3 | NE NE |
| 37 S | 2 W | WM | 3 | NW NE |
| 37 S | 2 W | WM | 3 | SW NE |
| 37 S | 2 W | WM | 3 | SE NE |
| 37 S | 2 W | WM | 3 | NE NW |
| 37 S | 2 W | WM | 3 | NW NW |
| 37 S | 2 W | WM | 3 | SW NW |
| 37 S | 2 W | WM | 3 | SE NW |
| 37 S | 2 W | WM | 3 | NE SW |
| 37 S | 2 W | WM | 3 | NW SW |
| 37 S | 2 W | WM | 3 | SW SW |
| 37 S | 2 W | WM | 3 | SE SW |
| 37 S | 2 W | WM | 3 | NE SE |
| 37 S | 2 W | WM | 3 | NW SE |
| 37 S | 2 W | WM | 3 | SW SE |
| 37 S | 2 W | WM | 3 | SE SE |
| 37 S | 2 W | WM | 10 | NE NE |
| 37 S | 2 W | WM | 10 | NW NE |
| 37 S | 2 W | WM | 10 | SW NE |

| Twp | Rng | Mer | Sec | Q-Q |
|---|---|---|---|---|
| 37 S | 2 W | WM | 10 | SE NE |
| 37 S | 2 W | WM | 10 | NE NW |
| 37 S | 2 W | WM | 10 | NW NW |
| 37 S | 2 W | WM | 10 | SW NW |
| 37 S | 2 W | WM | 10 | SE NW |
| 37 S | 2 W | WM | 10 | NE SW |
| 37 S | 2 W | WM | 10 | NW SW |
| 37 S | 2 W | WM | 10 | SW SW |
| 37 S | 2 W | WM | 10 | SE SW |
| 37 S | 2 W | WM | 10 | NE SE |
| 37 S | 2 W | WM | 10 | NW SE |
| 37 S | 2 W | WM | 10 | SW SE |
| 37 S | 2 W | WM | 10 | SE SE |
| 37 S | 2 W | WM | 11 | NE NE |
| 37 S | 2 W | WM | 11 | NW NE |
| 37 S | 2 W | WM | 11 | SW NE |
| 37 S | 2 W | WM | 11 | SE NE |
| 37 S | 2 W | WM | 11 | NE NW |
| 37 S | 2 W | WM | 11 | NW NW |
| 37 S | 2 W | WM | 11 | SW NW |
| 37 S | 2 W | WM | 11 | SE NW |
| 37 S | 2 W | WM | 11 | NE SW |
| 37 S | 2 W | WM | 11 | NW SW |
| 37 S | 2 W | WM | 11 | SW SW |
| 37 S | 2 W | WM | 11 | SE SW |
| 37 S | 2 W | WM | 11 | NE SE |
| 37 S | 2 W | WM | 11 | NW SE |
| 37 S | 2 W | WM | 11 | SW SE |
| 37 S | 2 W | WM | 11 | SE SE |
| 37 S | 2 W | WM | 12 | NE NW |
| 37 S | 2 W | WM | 12 | NW NW |
| 37 S | 2 W | WM | 12 | SW NW |
| 37 S | 2 W | WM | 12 | SE NW |
| 37 S | 2 W | WM | 12 | NE SW |
| 37 S | 2 W | WM | 12 | NW SW |
| 37 S | 2 W | WM | 12 | SW SW |
| 37 S | 2 W | WM | 12 | SE SW |

The water user shall maintain a suitable device for measuring and recording the quantity of water diverted.

The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) operational and maintenance standards.

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

The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

The right to use of the water for the above purpose is restricted to beneficial use on the lands or place of use described; however, water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

This certificate is issued to confirm changes in ADDITIONAL POINT OF DIVERSION, PLACE OF USE, and CHARACTER OF USE approved by an order of the Water Resources Director entered JUNE 29, 2009, at Special Order Volume 78, Page 275, approving Transfer Application T-10465, and together with Certificate 85288, supersedes Certificate 80569, State Record of Water Right Certificates.

Issued NOV 2 8 2023.

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

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

CITY OF CENTRAL POINT
140 S 3RD STREET
CENTRAL POINT OR 97502

confirms the right to use the waters of FOUR MILE LAKE RESERVOIR, within the KLAMATH RIVER BASIN; and waters draining or flowing into the CASCADE CANAL; and FISH LAKE RESERVOIR, within the ROGUE RIVER BASIN; as constructed under Permit R-50; for MUNICIPAL USE.

This right was perfected under Permit S-407. The date of priority is MARCH 31, 1910. This right is limited to 0.66 CUBIC FOOT PER SECOND (CFS), or its equivalent in case of rotation, measured at the point of diversion from the source.

Water is conveyed from Four Mile Lake via the Cascade Canal, and held, and stored in Fish Lake. Water is rediverted and released into the North Fork Little Butte Creek, and is rediverted into the Main Canal shared by Rogue River Valley and Medford Irrigation Districts. At the Bradshaw Drop the water is split between Hopkins Canal and the Medford Canal.

Certificate 80571, together with certificate numbered 80572 for irrigation within the Medford Irrigation District, and Certificate 80573 for manufacturing, confirms all the rights perfect under Permit S-407. Total diversions through the Main Canal from North Fork and South Fork Little Butte Creek shall not exceed 140 CFS at any one time.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | DLC | Measured Distances |
|---|---|---|---|---|---|---|
| 36 S | 5 E | WM | 9 | SW NW | | FOUR MILE LAKE DAM (ORIGINAL) - 3600 FEET NORTH AND 4200 FEET WEST FROM SE CORNER, SECTION 9 |
| 37 S | 4 E | WM | 4 | SE SE | | FISH LAKE DAM (ORIGINAL) - 4000 FEET SOUTH AND 600 FEET WEST FROM NE CORNER, SECTION 4 |
| 36 S | 2 E | WM | 20 | SE NE | | NORTH FORK LITTLE BUTTE CREEK (ORIGINAL) - 40 FEET NORTH AND 620 FEET WEST FROM E1/4 CORNER, SECTION 20 |
| 36 S | 1 E | WM | 8 | SW SW | | BRADSHAW DROP (ORIGINAL) - NONE GIVEN |
| 36 S | 2 W | WM | 13 | SW NW | 42 | MEDFORD WATER COMMISSION DUFF TREATMENT PLANT (ADDITIONAL) - 3961.8 FEET SOUTH AND 1883.3 FEET EAST FROM NE CORNER, DLC 42, SECTION 11 |

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

**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 place of use is within the city limits of the City of Central Point, described as follows:

| Twp | Rng | Mer | Sec | Q-Q |
|---|---|---|---|---|
| 36 S | 2 W | WM | 34 | NE SW |
| 36 S | 2 W | WM | 34 | SE SW |
| 36 S | 2 W | WM | 34 | NE SE |
| 36 S | 2 W | WM | 34 | NW SE |
| 36 S | 2 W | WM | 34 | SW SE |
| 36 S | 2 W | WM | 34 | SE SE |
| 36 S | 2 W | WM | 35 | SW SW |
| 36 S | 2 W | WM | 35 | SE SE |
| 36 S | 2 W | WM | 36 | SE NW |
| 36 S | 2 W | WM | 36 | NE SW |
| 36 S | 2 W | WM | 36 | SW SW |
| 36 S | 2 W | WM | 36 | SE SW |
| 37 S | 2 W | WM | 1 | NE NW |
| 37 S | 2 W | WM | 1 | NW NW |
| 37 S | 2 W | WM | 1 | SW NW |
| 37 S | 2 W | WM | 1 | SE NW |
| 37 S | 2 W | WM | 1 | NE SW |
| 37 S | 2 W | WM | 1 | NW SW |
| 37 S | 2 W | WM | 1 | SW SW |
| 37 S | 2 W | WM | 1 | SE SW |
| 37 S | 2 W | WM | 2 | NE NE |
| 37 S | 2 W | WM | 2 | SE NE |
| 37 S | 2 W | WM | 2 | NW NW |
| 37 S | 2 W | WM | 2 | SW NW |
| 37 S | 2 W | WM | 2 | SE NW |
| 37 S | 2 W | WM | 2 | NE SW |
| 37 S | 2 W | WM | 2 | NW SW |
| 37 S | 2 W | WM | 2 | SW SW |
| 37 S | 2 W | WM | 2 | SE SW |
| 37 S | 2 W | WM | 2 | NE SE |
| 37 S | 2 W | WM | 2 | NW SE |
| 37 S | 2 W | WM | 2 | SW SE |
| 37 S | 2 W | WM | 2 | SE SE |
| 37 S | 2 W | WM | 3 | NE NE |
| 37 S | 2 W | WM | 3 | NW NE |
| 37 S | 2 W | WM | 3 | SW NE |
| 37 S | 2 W | WM | 3 | SE NE |
| 37 S | 2 W | WM | 3 | NE NW |
| 37 S | 2 W | WM | 3 | NW NW |
| 37 S | 2 W | WM | 3 | SW NW |
| 37 S | 2 W | WM | 3 | SE NW |
| 37 S | 2 W | WM | 3 | NE SW |
| 37 S | 2 W | WM | 3 | NW SW |
| 37 S | 2 W | WM | 3 | SW SW |
| 37 S | 2 W | WM | 3 | SE SW |
| 37 S | 2 W | WM | 3 | NE SE |
| 37 S | 2 W | WM | 3 | NW SE |
| 37 S | 2 W | WM | 3 | SW SE |
| 37 S | 2 W | WM | 3 | SE SE |
| 37 S | 2 W | WM | 10 | NE NE |
| 37 S | 2 W | WM | 10 | NW NE |
| 37 S | 2 W | WM | 10 | SW NE |

The right to use of the water for the above purpose is restricted to beneficial use on the lands or place of use described; however, water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

This certificate is issued to confirm changes in ADDITIONAL POINT OF DIVERSION, PLACE OF USE, and CHARACTER OF USE approved by an order of the Water Resources Director entered JUNE 29, 2009, at Special Order Volume 78, Page 275, approving Transfer Application T-10465, and together with Certificate 85289, supersedes Certificate 80571, State Record of Water Right Certificates.

Issued NOV 28 2023.

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

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

CITY OF CENTRAL POINT
140 S 3RD STREET
CENTRAL POINT OR 97502

confirms the right to use the waters of ANTELOPE CREEK, tributary of LITTLE BUTTE CREEK, for MUNICIPAL USE.

This right was perfected under Permit S-1705. The date of priority is JUNE 24, 1913. This right is limited to 0.66 CUBIC FOOT PER SECOND (CFS), or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | DLC | Measured Distances |
|---|---|---|---|---|---|---|
| 36 S | 1 E | WM | 30 | SW NE | | HOPKINS CANAL (ORIGINAL) - 770 FEET NORTH AND 1650 FEET WEST FROM E1/4 CORNER, SECTION 30 |
| 36 S | 2 W | WM | 13 | SW NW | 42 | MEDFORD WATER COMMISSION DUFF TREATMENT PLANT (ADDITIONAL) - 3961.8 FEET SOUTH AND 1883.3 FEET EAST FROM NE CORNER, DLC 42, SECTION 11 |

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The place of use is within the city limits of the City of Central Point, described as follows:

| Twp | Rng | Mer | Sec | Q-Q |
|---|---|---|---|---|
| 36 S | 2 W | WM | 34 | NE SW |
| 36 S | 2 W | WM | 34 | SE SW |
| 36 S | 2 W | WM | 34 | NE SE |
| 36 S | 2 W | WM | 34 | NW SE |
| 36 S | 2 W | WM | 34 | SW SE |
| 36 S | 2 W | WM | 34 | SE SE |
| 36 S | 2 W | WM | 35 | SW SW |
| 36 S | 2 W | WM | 35 | SE SE |
| 36 S | 2 W | WM | 36 | SE NW |
| 36 S | 2 W | WM | 36 | NE SW |
| 36 S | 2 W | WM | 36 | SW SW |
| 36 S | 2 W | WM | 36 | SE SW |
| 37 S | 2 W | WM | 1 | NE NW |
| 37 S | 2 W | WM | 1 | NW NW |
| 37 S | 2 W | WM | 1 | SW NW |
| 37 S | 2 W | WM | 1 | SE NW |
| 37 S | 2 W | WM | 1 | NE SW |

**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.

| Twp | Rng | Mer | Sec | Q-Q |
|---|---|---|---|---|
| 37 S | 2 W | WM | 1 | NW SW |
| 37 S | 2 W | WM | 1 | SW SW |
| 37 S | 2 W | WM | 1 | SE SW |
| 37 S | 2 W | WM | 2 | NE NE |
| 37 S | 2 W | WM | 2 | SE NE |
| 37 S | 2 W | WM | 2 | NW NW |
| 37 S | 2 W | WM | 2 | SW NW |
| 37 S | 2 W | WM | 2 | SE NW |
| 37 S | 2 W | WM | 2 | NE SW |
| 37 S | 2 W | WM | 2 | NW SW |
| 37 S | 2 W | WM | 2 | SW SW |
| 37 S | 2 W | WM | 2 | SE SW |
| 37 S | 2 W | WM | 2 | NE SE |
| 37 S | 2 W | WM | 2 | NW SE |
| 37 S | 2 W | WM | 2 | SW SE |
| 37 S | 2 W | WM | 2 | SE SE |
| 37 S | 2 W | WM | 3 | NE NE |
| 37 S | 2 W | WM | 3 | NW NE |
| 37 S | 2 W | WM | 3 | SW NE |
| 37 S | 2 W | WM | 3 | SE NE |
| 37 S | 2 W | WM | 3 | NE NW |
| 37 S | 2 W | WM | 3 | NW NW |
| 37 S | 2 W | WM | 3 | SW NW |
| 37 S | 2 W | WM | 3 | SE NW |
| 37 S | 2 W | WM | 3 | NE SW |
| 37 S | 2 W | WM | 3 | NW SW |
| 37 S | 2 W | WM | 3 | SW SW |
| 37 S | 2 W | WM | 3 | SE SW |
| 37 S | 2 W | WM | 3 | NE SE |
| 37 S | 2 W | WM | 3 | NW SE |
| 37 S | 2 W | WM | 3 | SW SE |
| 37 S | 2 W | WM | 3 | SE SE |
| 37 S | 2 W | WM | 10 | NE NE |
| 37 S | 2 W | WM | 10 | NW NE |
| 37 S | 2 W | WM | 10 | SW NE |
| 37 S | 2 W | WM | 10 | SE NE |
| 37 S | 2 W | WM | 10 | NE NW |
| 37 S | 2 W | WM | 10 | NW NW |
| 37 S | 2 W | WM | 10 | SW NW |
| 37 S | 2 W | WM | 10 | SE NW |
| 37 S | 2 W | WM | 10 | NE SW |
| 37 S | 2 W | WM | 10 | NW SW |
| 37 S | 2 W | WM | 10 | SW SW |
| 37 S | 2 W | WM | 10 | SE SW |
| 37 S | 2 W | WM | 10 | NE SE |
| 37 S | 2 W | WM | 10 | NW SE |
| 37 S | 2 W | WM | 10 | SW SE |
| 37 S | 2 W | WM | 10 | SE SE |
| 37 S | 2 W | WM | 11 | NE NE |
| 37 S | 2 W | WM | 11 | NW NE |
| 37 S | 2 W | WM | 11 | SW NE |
| 37 S | 2 W | WM | 11 | SE NE |
| 37 S | 2 W | WM | 11 | NE NW |

| Twp | Rng | Mer | Sec | Q-Q |
|---|---|---|---|---|
| 37 S | 2 W | WM | 11 | NW NW |
| 37 S | 2 W | WM | 11 | SW NW |
| 37 S | 2 W | WM | 11 | SE NW |
| 37 S | 2 W | WM | 11 | NE SW |
| 37 S | 2 W | WM | 11 | NW SW |
| 37 S | 2 W | WM | 11 | SW SW |
| 37 S | 2 W | WM | 11 | SE SW |
| 37 S | 2 W | WM | 11 | NE SE |
| 37 S | 2 W | WM | 11 | NW SE |
| 37 S | 2 W | WM | 11 | SW SE |
| 37 S | 2 W | WM | 11 | SE SE |
| 37 S | 2 W | WM | 12 | NE NW |
| 37 S | 2 W | WM | 12 | NW NW |
| 37 S | 2 W | WM | 12 | SW NW |
| 37 S | 2 W | WM | 12 | SE NW |
| 37 S | 2 W | WM | 12 | NE SW |
| 37 S | 2 W | WM | 12 | NW SW |
| 37 S | 2 W | WM | 12 | SW SW |
| 37 S | 2 W | WM | 12 | SE SW |

The water user shall maintain a suitable device for measuring and recording the quantity of water diverted.

The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) operational and maintenance standards.

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

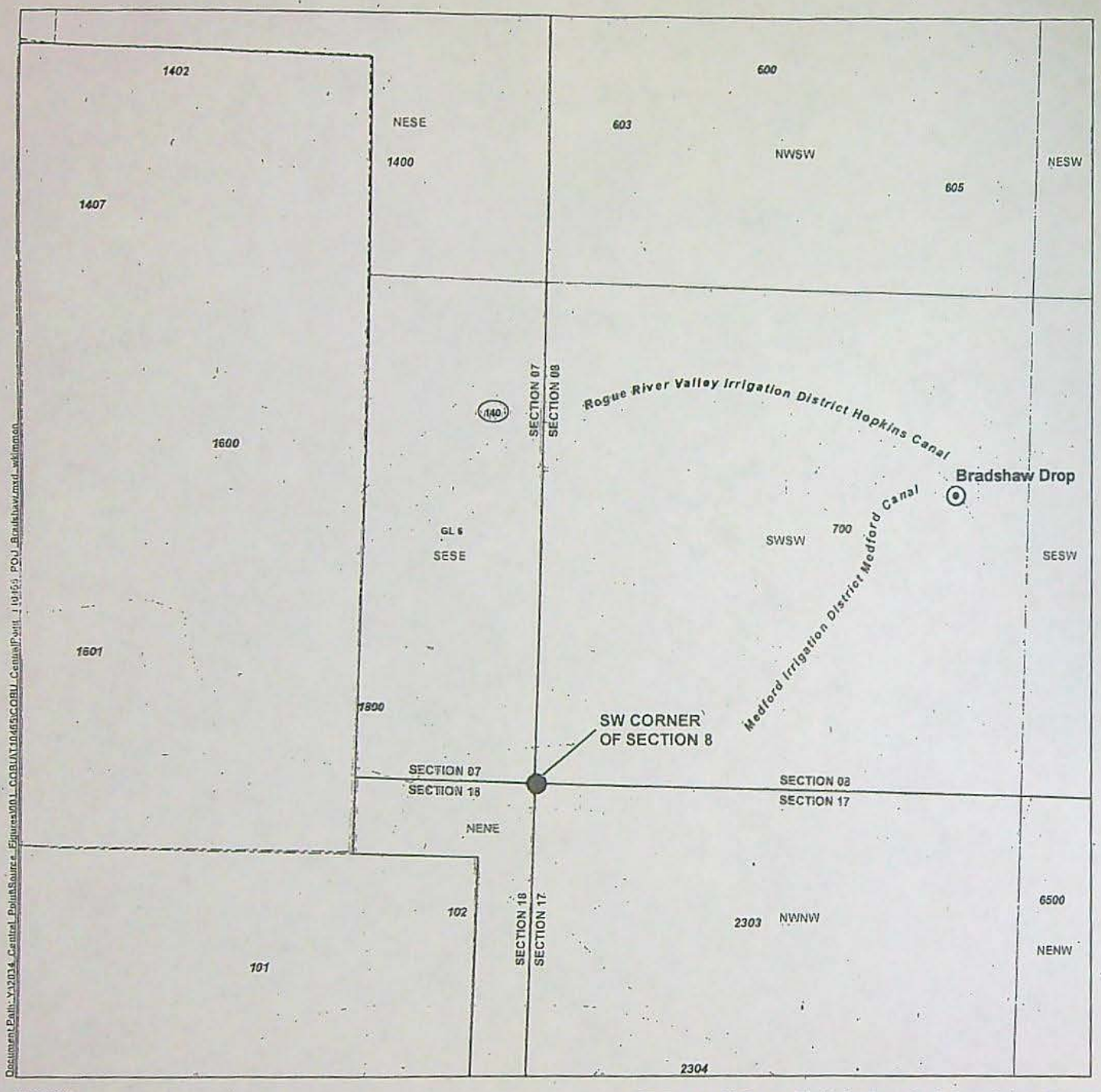
The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

The right to use of the water for the above purpose is restricted to beneficial use on the lands or place of use described; however, water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

This certificate is issued to confirm changes in ADDITIONAL POINT OF DIVERSION, PLACE OF USE, and CHARACTER OF USE approved by an order of the Water Resources Director entered JUNE 29, 2009, at Special Order Volume 78, Page 275, approving Transfer Application T-10465, and together with Certificate 85316, supersedes Certificate 80574, State Record of Water Right Certificates.

Issued NOV 28 2023.

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




**LEGEND**

- Point of Diversion (POD)
- Government Lot (GL)
- Donation Land Claim (DLC)
- Tax Lot
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
## City of Central Point
## Point of Diversion Map 1

**T-10465**

Jackson County
Township 36 South, Range 1 East (W.M.)

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**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

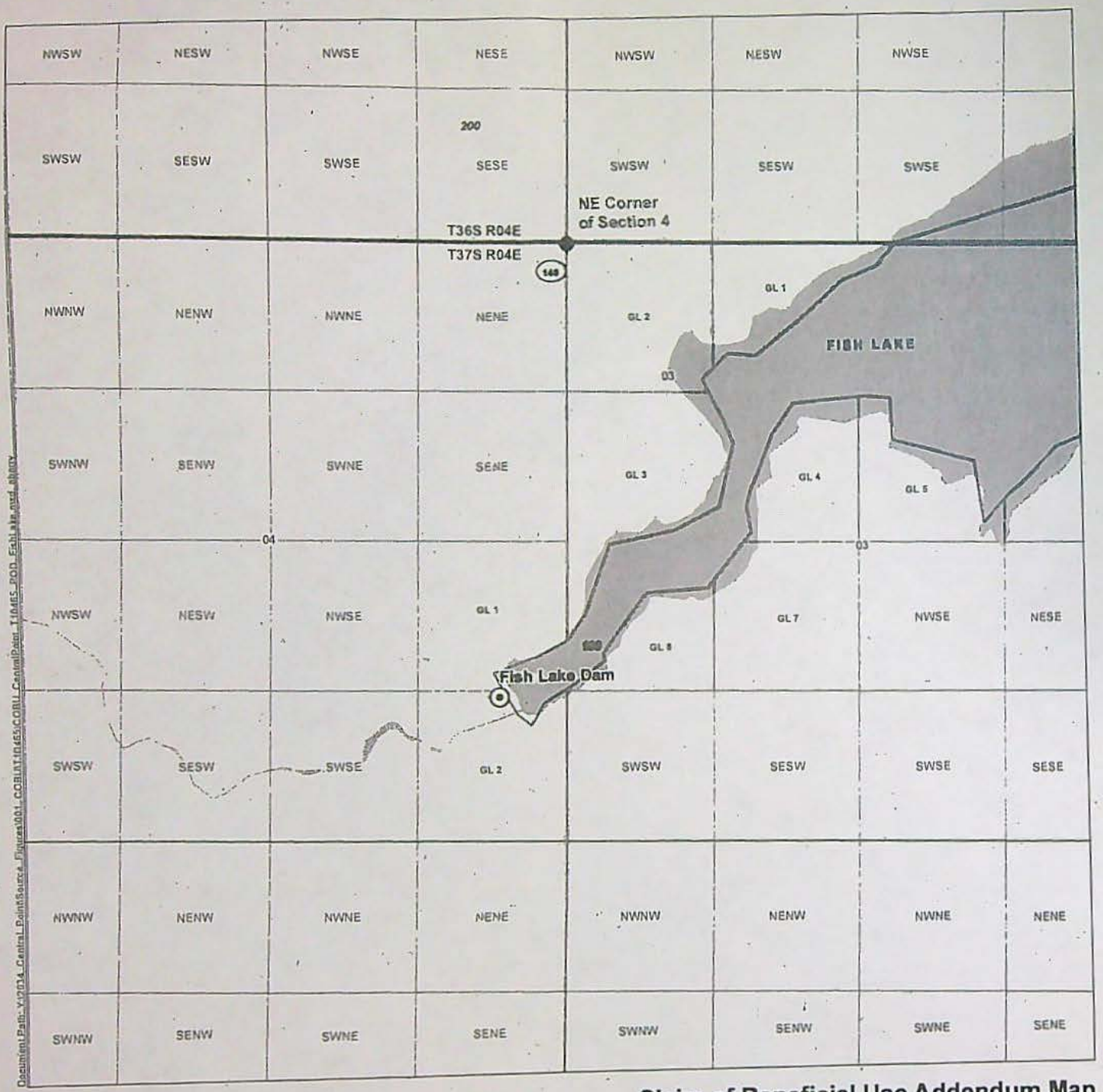
**LOCATION DESCRIPTION**
**Bradshaw Drop**
Located 805 feet North and 1130 feet East from the SW Corner of Section 8, Township 36 South, Range 1 East (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: March 1, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co.

N
0 200 400
1 inch = 400 feet

GSI Water Solutions, Inc.

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**LEGEND**

- Point of Diversion (POD)
- Government Lot (GL)
- Tax Lot
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
# City of Central Point
# Point of Diversion Map 2

**T-10465**

Jackson County
Township 37 South, Range 4 East (W.M.)

**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

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SALEM, OREGON

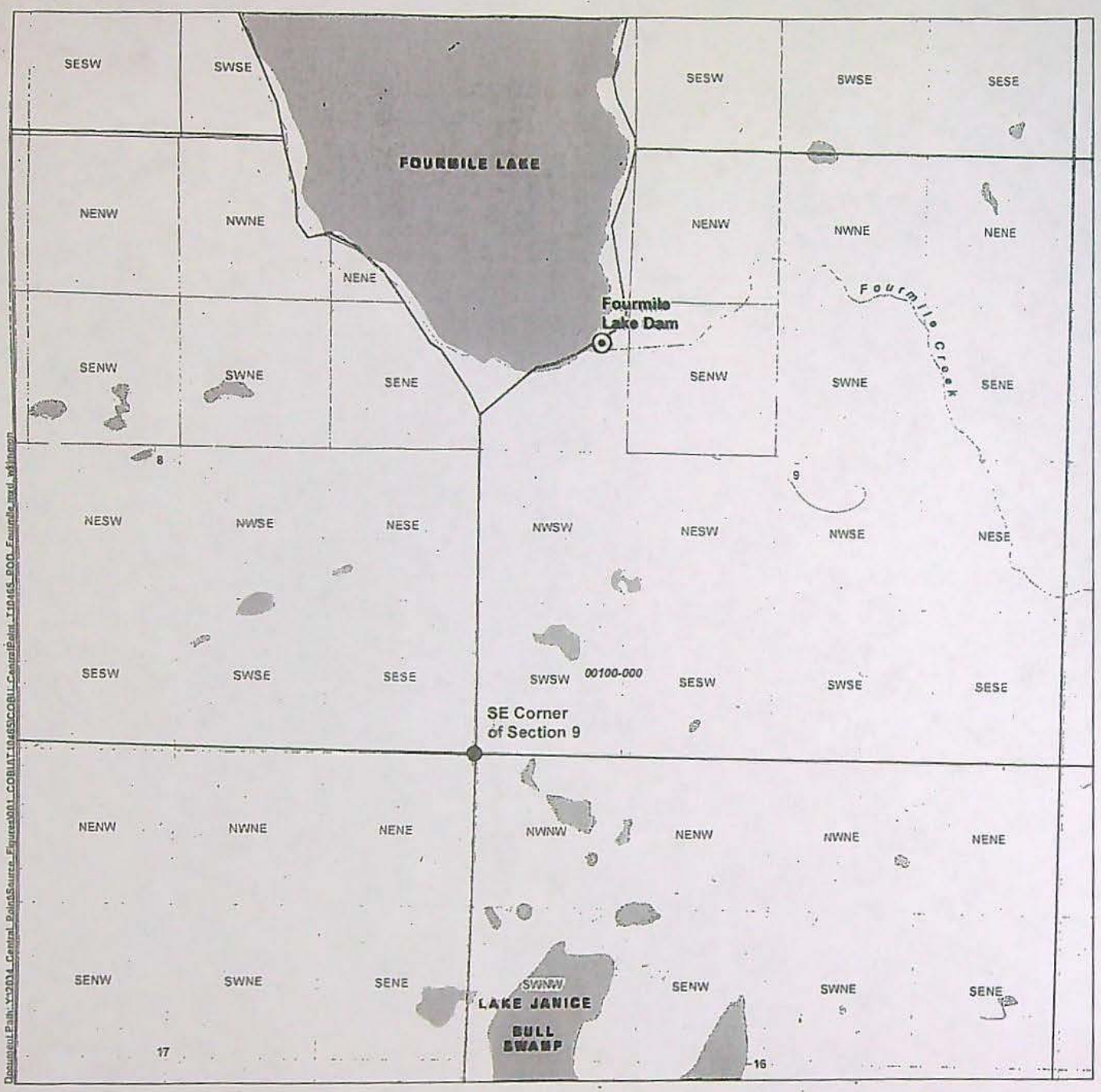
**LOCATION DESCRIPTION**
Fish Lake Dam
Located 4000 feet South and 600 feet West from the NE corner of Section 4, Township 37 South, Range 4 East (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: February 24, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co.

N
0 660 1,320
1 inch = 1,320 feet

GSI Water Solutions, Inc.




**LEGEND**

- Point of Diversion (POD)
- Tax Lot
- Watercourse
- Waterbody

COPY

# Claim of Beneficial Use Addendum Map
## City of Central Point
## Point of Diversion Map 3

**T-10465**

Jackson County
Township 36 South, Range 5 East (W.M.)

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**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

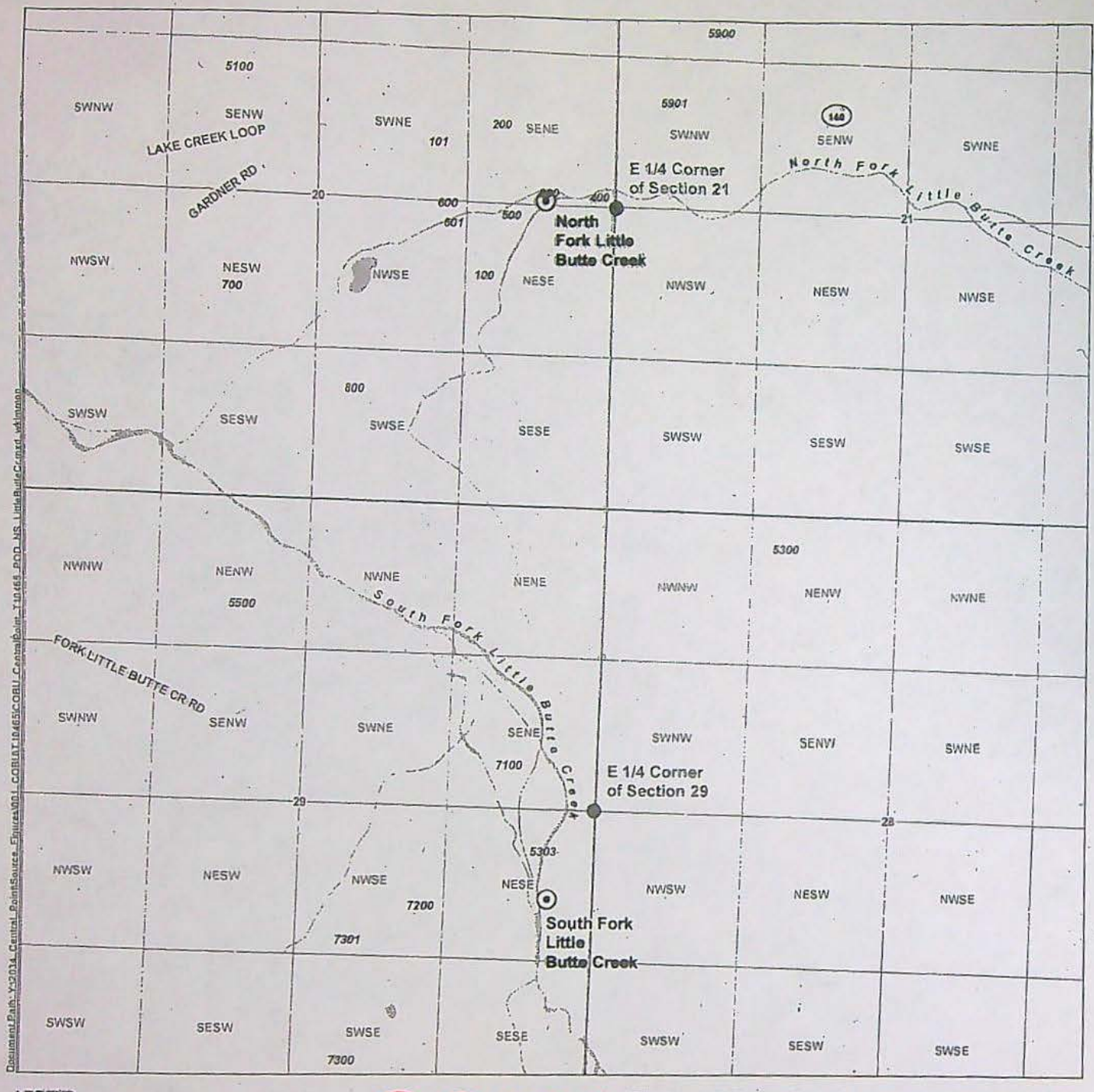
**LOCATION DESCRIPTION**
Fourmile Lake Dam
Located 3,560 feet North and 1,050 feet East from the SE corner of Section 9, Township 36 South, Range 5 East (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: March 1, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Klamath Co.

N
0 660 1,320
1 inch = 1,320 feet

GSI Water Solutions, Inc.




**LEGEND**

- Point of Diversion (POD)
- Tax Lot
- Watercourse
- Waterbody

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# Claim of Beneficial Use Addendum Map
# City of Central Point
# Point of Diversion Map 4

**T-10465**

Jackson County
Township 36 South, Range 2 East (W.M.)

**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

**LOCATION DESCRIPTION**

**North Fork Little Butte Creek**
Located 40 feet North and 620 feet West from the E1/4 corner of Section 21, Township 36 South, Range 2 East (W.M.)

**South Fork Little Butte Creek**
Located 780 feet South and 400 feet West from the E1/4 corner of Section 29, Township 36 South, Range 2 East (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: March 1, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co.

N
0 660 1,320
1 Inch = 1,320 feet

GSI Water Solutions, Inc.

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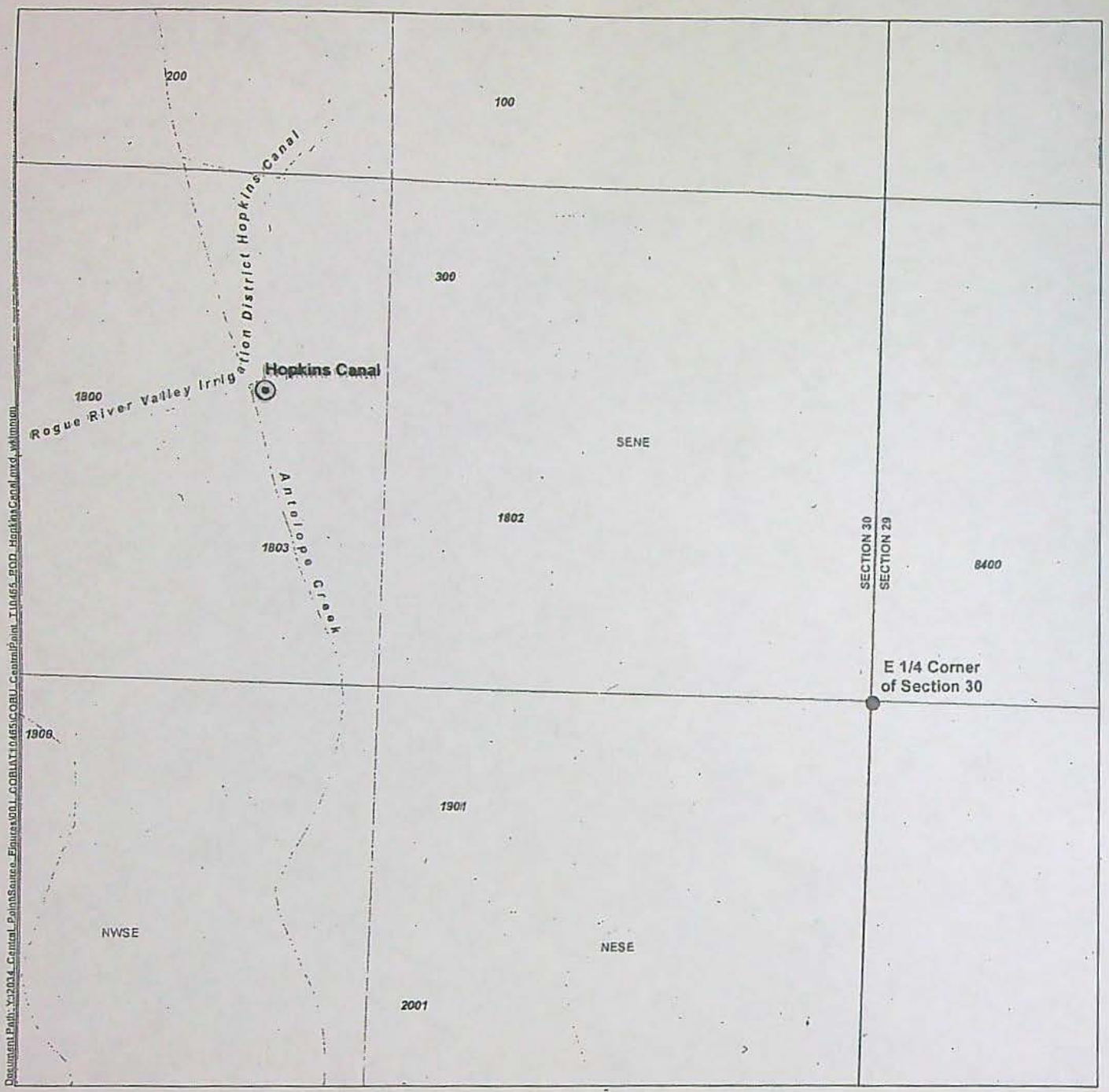


**LEGEND**

- Point of Diversion (POD)
- Tax Lot
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
# City of Central Point
# Point of Diversion Map 5

**T-10465**

Jackson County
Township 36 South, Range 1 East (W.M.)

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**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

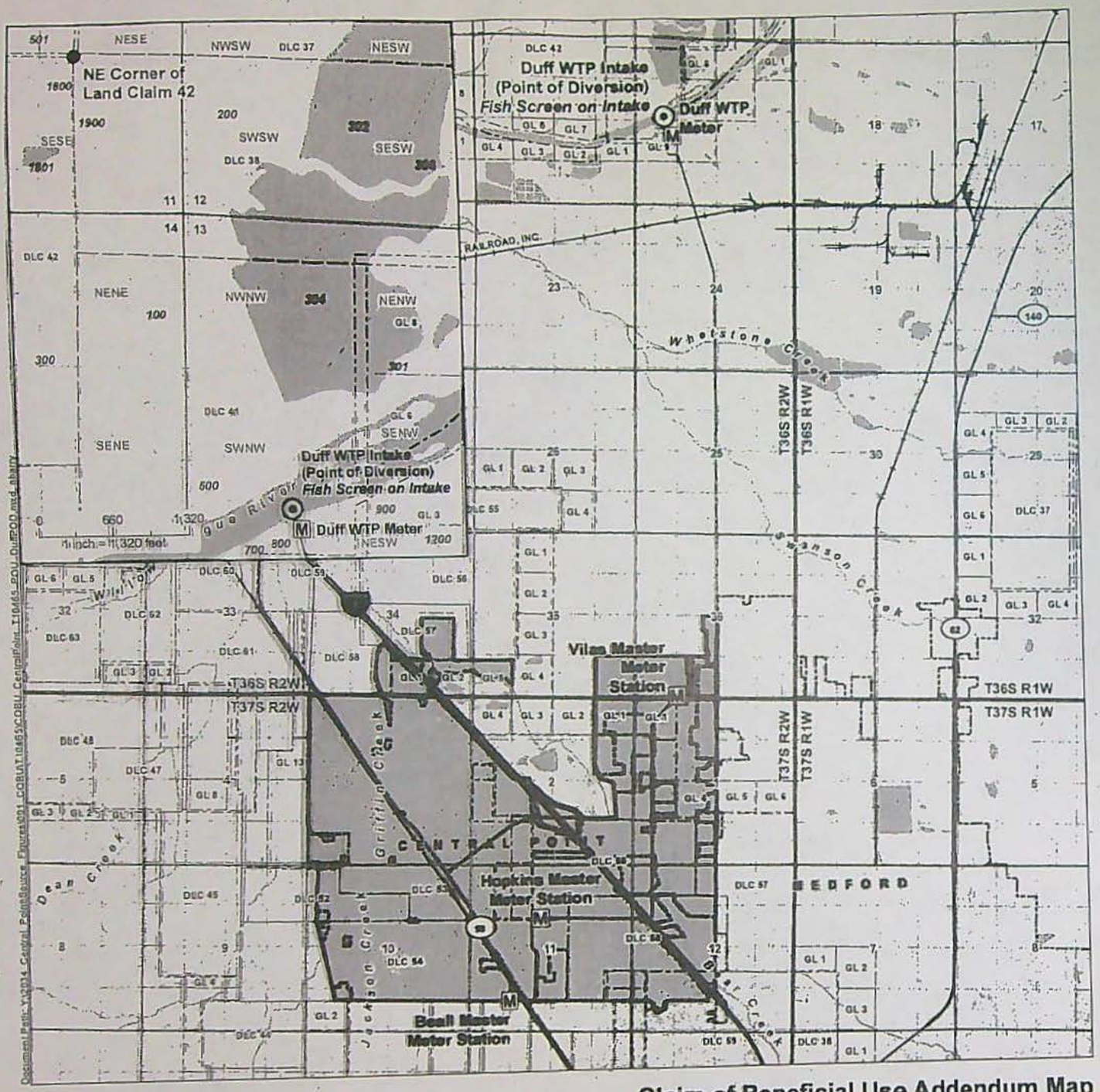
**LOCATION DESCRIPTION**
Hopkins Canal
Located 770 feet North and 1650 feet West from the E1/4 corner of Section 30, Township 36 South, Range 1 East (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: March 1, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co.

N
0 200 400
1 inch = 400 feet

GSI Water Solutions, Inc.




**LEGEND**

- Point of Diversion (POD)
- Meter Location
- Conveyance
- Place of Use (POU)
- Government Lot (GL)
- Donation Land Claim (DLC)
- Tax Lot
- Major Road
- Railroad
- Watercourse
- Waterbody

**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217OWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

# Claim of Beneficial Use Addendum Map
## City of Central Point
## Place of Use and Duff WTP Intake Point of Diversion Map

**T-10465**

Jackson County
Township 36, 37 South, Range 2 West (W.M.)

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**LOCATION DESCRIPTION**
Duff WTP Intake
Located 3961.8 ft South and 1883.3 ft East from the NE corner of DLC 42 Section 11, Township 36 South, Range 2 West (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: February 24, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co.

N
0 2,400 4,800
1 inch = 4,800 feet

GSI Water Solutions, Inc.

MEDFORD WATER

March 22, 2023

Gerry Clark
Oregon Water Resources Department
725 NE Summer Street, Suite A
Salem, OR 97301

RE: Water Use Permit S-47672, Application S-60890
Water Use Permit S-52650, Application S-71996
Water Use Permit S-53898, Application S-84029
Transfer T-9900
Transfer T-10465
Transfer T-10527
Transfer T-10614
Transfer T-10960

Dear Mr. Clark;

On November 16, 2010, Medford Water sent a letter to you requesting to receive notification if a claim of beneficial use was submitted for any of the identified water rights with a point of diversion at the Duff Water Treatment Plant. The purpose of this letter is to provide an update for your records of the water use permits and transfers associated with the Duff Water Treatment Plant. (See the list above). We also wanted to let you know that since 2010, Medford Water has worked with the cities holding water rights with points of diversion at the Duff Water Treatment Plant (Partner Cities) to develop a coordinated strategy for certificating those water rights.

We appreciate the cooperation of the Oregon Water Resources Department in continuing to notify Medford Water as Partner Cities submit claims of beneficial use for any of the permits or transfers described above. Please contact me if you have any questions. My telephone number is 541-774-2443.

Sincerely,

Brad Taylor
General Manager

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200 S. Ivy Street - Room 177
Medford, Oregon 97501
Phone: (541) 774-2430
medfordwater.org
water@medfordwater.org
Fax: (541) 774-2555

GSI
Water Solutions, Inc.

March 22, 2023

Kerry Kavanagh
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271

RE: Claim of Beneficial Use Addendum Materials and Reimbursement Authority for Transfer T-10465

Kerry:

On behalf of the City of Central Point, please find enclosed addendum materials for the Claim of Beneficial Use report for Transfer T-10465. Also enclosed is a Reimbursement Authority Estimate Application.

Please do not hesitate to contact me at 541-753-0933 with questions about the enclosed.

Sincerely,

Zach Pike-Urlacher
Water Resources Consultant

Robyn Cook, RG, PG, CWRE
Supervising Hydrologist

Enclosures:
Claim of Beneficial Use Addendum Materials for Transfer T-10465
Reimbursement Authority Estimate Application and $125 fee

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GSI Water Solutions, Inc.

# Addendum to Claim of Beneficial Use for Transfer T-10465 and Request for Reimbursement Authority Processing

**To:** Kerry Kavanagh
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271

**From:** Zach Pike-Urlacher, GSI Water Solutions, Inc.
Robyn Cook, RG, CWRE, GSI Water Solutions, Inc.

**Date:** March 2, 2023

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Kerry,

This addendum is submitted on behalf of the transfer holder, City of Central Point, to provide additional data and information to supplement and clarify the Claim of Beneficial Use (COBU) report for Transfer T-10465 filed with the Department on August 4, 2011. The additional data and information included in this addendum were provided by the City of Central Point and Medford Water.

## Updated Contact Information for City of Central Point

2. Property Owner (current owner information)

| APPLICANT/BUSINESS NAME | | PHONE NO. | ADDITIONAL CONTACT NO. |
|---|---|---|---|
| City of Central Point ATTN: Chris Clayton | | 541-664-3321 | |
| ADDRESS | | | |
| 140 South 3rd Street | | | |
| CITY | STATE | ZIP | E-MAIL |
| Central Point | OR | 97502 | Chris.Clayton@central pointoregon.gov |

## Updated Narrative Description of Works

4. **Provide a general narrative description of the distribution works.** This description must trace the water system from **each** point of diversion to the place of use:

Water is diverted from Four Mile Lake Reservoir, Fish Lake Reservoir, South Fork Little Butte Creek, North Fork Little Butte Creek, and Bradshaw Drop. Water is then conveyed either through Little Butte Creek or a system of canals to

the Rogue River. Water is then diverted and treated at the Duff Water Treatment Plant and conveyed to the City of Central Point by Central Point booster pumps through a closed pipe system.

## Updated Information for Variations

2. Variations:

Was the use developed differently from what was authorized by the transfer final order,

or extension final? YES NO

If yes, describe below.

(e.g. *"The order allowed three new/additional points of diversion. The water user only developed one of the points."*)

-The Fourmile Lake Dam location description has been updated to more accurately describe the location of this POD.
-The North Fork Little Butte Creek location description has been updated to correct a scribers error.

## Updated Information for City of Central Point Reservoirs (System Bulges)

**2. Storage Tank: (from City of Central Point 2020 Water System Master Plan)**

| NAME | MATERIAL (CONCRETE, FIBERGLASS, METAL, ETC.) | CAPACITY (IN GALLONS) | ABOVE GROUND OR BURIED |
|---|---|---|---|
| **Shops** | **Concrete** | **1,000,000** | **Ground Level** |
| **Old Stage** | **Concrete** | **2,120,000** | **Partially Buried** |
| **Vilas** | **Concrete** | **2,600,000** | **Partially Buried** |

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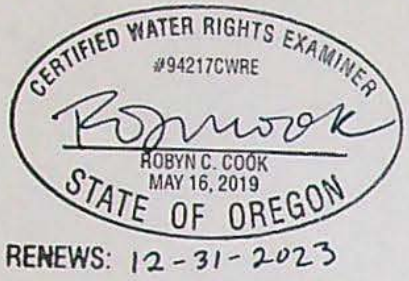
## CWRE Stamps

| Seal and Signature* | Seal and Signature** |
|---|---|
|   RENEWS: 12-31-2023 | RENEWS: 12·31·2024 |

*Observed System in 2023 **Observed Duff WTP in 2010

| CWRE NAME | PHONE NO. | ADDITIONAL CONTACT NO. |
|---|---|---|
| Robyn Cook* | 971-200-8505 | |
| ADDRESS: GSI Water Solutions, Inc., 650 Holladay Street, Suite 900 | | |

| CITY | STATE | ZIP | E-MAIL |
|---|---|---|---|
| Portland | OR | 97232 | rcook@gsiws.com |

| CWRE NAME | PHONE NO. | ADDITIONAL CONTACT NO. |
|---|---|---|
| Theodore Ressler** | 503-701-4535 | |
| ADDRESS: Summit Water Resources, LLC, PO Box 11268 | | |

| CITY | STATE | ZIP | E-MAIL |
|---|---|---|---|
| Portland | OR | 97211 | tressler@summitwr.com |

## Attachments

| | |
|---|---|
| Attachment A | Updated Theoretical Pump Capacities |
| Attachment B | Updated Rate of Beneficial Use |
| Attachment C | Fish Screen Approval |
| Attachment D | Updated Maps |
| Attachment E | Reimbursement Authority Estimate Form |

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## Updated Meter Information

c. Meter Information

| METER | MANUFACTURER | SERIAL # | CONDITION (WORKING OR NOT) | CURRENT METER READING | DATE INSTALLED |
|---|---|---|---|---|---|
| Duff Master Meter | Rosemount | 97101852111 | Yes | 3,478,160,000 | 1998 |
| Central Point - Beall | Sensus/OMNI T2 | 83525393 | Yes | 236,853,560 | Feb. 2018 |
| Central Point - Hopkins | Sensus/OMNI T2 | 83525397 | Yes | 56,821,220 | May 2018 |
| Central Point - Vilas | Sensus/OMNI F2 | 82786022 | Yes | 345,896,230 | Mar. 2017 |

## Updated Mainline Information

**8. Mainline Information: (from City of Central Point 2020 Water System Master Plan)**

| MAINLINE SIZE (inches) | LENGTH (feet) | TYPE OF PIPE | BURIED OR ABOVE GROUND |
|---|---|---|---|
| 4 | 41,277 | Asbestos Cement (16%)<br>Cast Iron (9%)<br>Copper (0.04%)<br>Ductile Iron (74%)<br>Galvanized Iron (0.01%)<br>PVC (2%) | Buried |
| 6 | 66,749 | | |
| 8 | 208,960 | | |
| 10 | 6,609 | | |
| 12 | 143,561 | | |
| 16 | 22,985 | | |
| >16 | 1,783 | | |

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## Fish Screening Information

The transfer holder is in compliance with the fish screening condition. See Attachment C.

## Map Update

The transfer holder is submitting updated maps to bring the COBU into compliance. These maps provide a more accurate description of the points of diversion and place of use and are intended to supersede the maps provided with the original COBU.

## Updated Measured Pump Capacities

5. Measured Pump Capacity (using meter if meter was present and system was operating)

| Initial Meter Reading | Ending Meter Reading | Duration of Time Observed | Total Pump Output (in cfs) |
|---|---|---|---|
| **Measured Pump Capacity from Duff Water Treatment Plant*** | | | |
| See SCADA data in Attachment B | | 4 hours | 68.7 cfs** |

*Multiple natural flow water rights list the Duff Water Treatment Plant as a point of diversion. The measured rate of beneficial use (see Attachment B) demonstrates that the Duff Water Treatment Plant has capacity to supply water under all these water rights, including the water rights involved in Transfer T-10465.

**Rate of beneficial use measured at Duff WTP Intake. In this COBU report we present a production record from July 15, 2003, to demonstrate a measured rate of beneficial use of 68.7 cfs for a four-hour period. We also provide water use data from October 4, 2022, as additional supporting record of beneficial use for the diversion system (see Attachment D). Infrastructure related to pump capacity has not changed since 2003 other than replacement and maintenance of the raw water pumps.

| **Natural Flow Certificates** | Rate (cfs) |
|---|---|
| Central Point's Certificate 93754 | 1.130 |
| Central Point's Certificate 93755 | 1.130 |
| Eagle Point's Certificate 88552 | 0.900 |
| Eagle Point's Certificate 89864 | 1.250 |
| Medford Water's Certificate 86832 | 60.850 |
| Central Point's Transfer T-9900* | 1.846 |
| Central Point's Transfer T-10465 | 1.150 |
| **Total** | **68.256** |

*A COBU for transfer T-9900 is being submitted concurrently with these addendum materials.

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## Updated Theoretical Pump Capacities

3. Theoretical Pump Capacity

| Horsepower | Operating PSI | Lift from Source to Pump | Lift from Pump to Place of Use | Total Pump Output (in cfs) |
|---|---|---|---|---|
| **Duff Raw Water Pumps** | | | | |
| 200 | -- | 31.5 ft | 74 ft | 13.3 |
| 400 | -- | 31.5 ft | 74 ft | 26.7 |
| 500 | -- | 31.5 ft | 74 ft | 33.4 |
| 500 | -- | 31.5 ft | 74 ft | 33.4 |
| 200 | -- | 31.5 ft | 74 ft | 13.3 |
| **Duff Finished Water Pumps** | | | | |
| 450 | TDH from WTP design = 256 ft | | | 12.3 |
| 450 | TDH from WTP design = 256 ft | | | 12.3 |
| 900 | TDH from WTP design = 256 ft | | | 24.7 |
| 800 | TDH from WTP design = 256 ft | | | 22.0 |
| 900 | TDH from WTP design = 256 ft | | | 24.7 |
| **Central Point Booster Pumps** | | | | |
| 40 | TDH from Central Point Water System Master Plan = 130 ft | | | 2.2 |
| 40 | TDH from Central Point Water System Master Plan = 130 ft | | | 2.2 |
| 75 | TDH from Central Point Water System Master Plan = 114 ft | | | 4.6 |
| 75 | TDH from Central Point Water System Master Plan = 114 ft | | | 4.6 |
| 150 | TDH from Central Point Water System Master Plan = 223 ft | | | 4.7 |
| 150 | TDH from Central Point Water System Master Plan = 223 ft | | | 4.7 |

Updated theoretical pump capacity calculations are provided in Attachment A

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## Updated Information for Pump Motors

2. Motor Information

| MANUFACTURER | HORSEPOWER |
|---|---|
| **Duff Raw Water Pump Motors** | |
| US Motors | 200 |
| US Motors | 400 |
| US Motors | 500 |
| US Motors | 500 |
| US Motors | 200 |
| **Duff Finished Water Pump Motors** | |
| US Motors | 450 |
| General Electric | 450 |
| US Motors | 900 |
| US Motors | 800 |
| US Motors | 900 |
| **Central Point Booster Pump Motors** | |
| General Electric | 40 |
| General Electric | 40 |
| General Electric | 75 |
| General Electric | 75 |
| General Electric | 150 |
| General Electric | 150 |

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## Updated Information for Pumps

1. Pump Information

| Manufacturer | Model | Serial Number | Type (centrifugal, turbine or submersible) | Intake Size | Discharge Size |
|---|---|---|---|---|---|
| **Duff Raw Water Pumps** | | | | | |
| US Pump | 18HMO | 39117 | Turbine | No Info | 12-inch |
| Cascade Pump | None listed | 18243 | Turbine | No Info | 12-inch |
| Peerless | None listed | 240006 | Turbine | No Info | 20-inch |
| Johnston Pump | None listed | 95JB1801 | Turbine | No Info | 20-inch |
| US Pump | None listed | 39115 | Turbine | No Info | 12-inch |
| **Duff Finished Water Pumps** | | | | | |
| Vertiline | 20K | D22307 | Turbine | No Info | 20-inch |
| Vertiline | 20K | D16117 | Turbine | No Info | 20-inch |
| American Marsh | 28MC | 170929 | Turbine | No Info | 20-inch |
| Goulds | VIT-FF 28BHC | 306178 | Turbine | No Info | 24-inch |
| Peerless | 26HXB | 950219-M | Turbine | No Info | 24-inch |
| **Central Point Booster Pumps** | | | | | |
| Cornell | 5K6256XC201A | ZWJ41207307 | Turbine | 8 | 8 |
| Cornell | 5K6256XC29A | ZWJ1207306 | Turbine | 8 | 8 |
| Ruhrpumpen | 5KS405XAE6425 | 200804-1 | Turbine | No Info | 12 |
| Ruhrpumpen | 5KS405XAE6425 | 200804-2 | Turbine | No Info | 12 |
| Ruhrpumpen | 5KS445XAE6423 | 200805-1w | Turbine | No Info | 12 |
| Ruhrpumpen | 5KS445XAE6423 | 200805-2 | Turbine | No Info | 12 |

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Raw Water Pump 1 - US Pump

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 200 |
| Efficiency = | 7.04 |
| Lift = | 105.5 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 1408 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 105.5 |

**Pump Capacity = 13.3 feet per second**

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Raw Water Pump 2 - Cascade Pump

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 400 |
| Efficiency = | 7.04 |
| Lift = | 105.5 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 2816 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 105.5 |

**Pump Capacity = 26.7 feet per second**

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Raw Water Pump 3 - Peerless

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 500 |
| Efficiency = | 7.04 |
| Lift = | 105.5 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 3520 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 105.5 |

**Pump Capacity = 33.4 feet per second**

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Raw Water Pump 4 - Johnston

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 500 |
| Efficiency = | 7.04 |
| Lift = | 105.5 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 3520 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 105.5 |

**Pump Capacity = 33.4 feet per second**

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Raw Water Pump 5 - US Pump

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 200 |
| Efficiency = | 7.04 |
| Lift = | 105.5 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 1408 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 105.5 |

**Pump Capacity = 13.3 feet per second**

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Finished Water Pump 1 - Vertiline

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 450 |
| Efficiency = | 7.04 |
| Lift = | 256 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 3168 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 256.0 |

**Pump Capacity = 12.3 feet per second**

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**Finished Water Pump 2 - Vertiline**

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 450 |
| Efficiency = | 7.04 |
| Lift = | 256 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 3168 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 256.0 |

**Pump Capacity = 12.3 feet per second**

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Finished Water Pump 3 - American Marsh

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 900 |
| Efficiency = | 7.04 |
| Lift = | 256 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 6336 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 256.0 |

**Pump Capacity = 24.7 feet per second**

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Finished Water Pump 4 - Goulds

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 800 |
| Efficiency = | 7.04 |
| Lift = | 256 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 5632 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 256.0 |

**Pump Capacity = 22.0 feet per second**

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Finished Water Pump 5 - Peerless

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 900 |
| Efficiency = | 7.04 |
| Lift = | 256 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 6336 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 256.0 |

**Pump Capacity = 24.7 feet per second**

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Booster Pump 1 - Cornell

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 40 |
| Efficiency = | 7.04 |
| Lift = | 130 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 281.6 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 130.0 |

**Pump Capacity = 2.2 feet per second**

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Booster Pump 2 - Cornell

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 40 |
| Efficiency = | 7.04 |
| Lift = | 130 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 281.6 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 130.0 |

**Pump Capacity = 2.2 feet per second**

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**Booster Pump 3 - Ruhrpumpen**

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 75 |
| Efficiency = | 7.04 |
| Lift = | 114 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 528 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 114.0 |

**Pump Capacity = 4.6 feet per second**

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**Booster Pump 4 - Ruhrpumpen**

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 75 |
| Efficiency = | 7.04 |
| Lift = | 114 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 528 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 114.0 |

**Pump Capacity = 4.6 feet per second**

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Booster Pump 5 - Ruhrpumpen

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 150 |
| Efficiency = | 7.04 |
| Lift = | 223 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 1056 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 223.0 |

**Pump Capacity = 4.7 feet per second**

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**Booster Pump 6 - Ruhrpumpen**

## Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

---

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 150 |
| Efficiency = | 7.04 |
| Lift = | 223 |
| PSI = | |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 1056 |
| Head based on psi = | 0.0 |
| Total dynamic head = (head + lift) | 223.0 |

**Pump Capacity = 4.7 feet per second**

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MEDFORD WATER COMMISSION

# Memo

200 South Ivy Street – Room 177 - Medford, Oregon 97501
Phone: (541) 774-2440 ♦ Fax: (541) 774-2555

**To:** Ed Olson

**From:** Bob Noelle

**CC:** Larry Rains, Jim Stockton

**Date:** July 23, 2003

**Re:** Rogue River source water production capacity

On Tuesday, July 15, 2003, the Robert A. Duff Water Treatment Plant intake facility was operated at its current maximum capacity for a period of four hours. During that 4-hour period, a total of 7.40 MG was delivered into the plant, equating to a use rate of 44.4 MGD (or about 68.7 CFS).

Plant influent flow data was obtained using a Rosemount 36" Mag Meter located in the intake transmission pipeline. The flow rate, as plotted on attached SCADA graph, was observed to average about 44.3 MGD. The flow total was obtained from the plant SCADA influent meter pulse totalizer (10,000 gallons/pulse).

The intake now has pumps installed capable of delivering about 60 MGD (93 CFS) into the plant. Plant influent flow is currently limited to a rate of 45 MGD by plant filtration and hydraulic capacity. Overall plant performance during the trial was excellent with respect to contactor and basin hydraulics, treatment processes and finished water quality.

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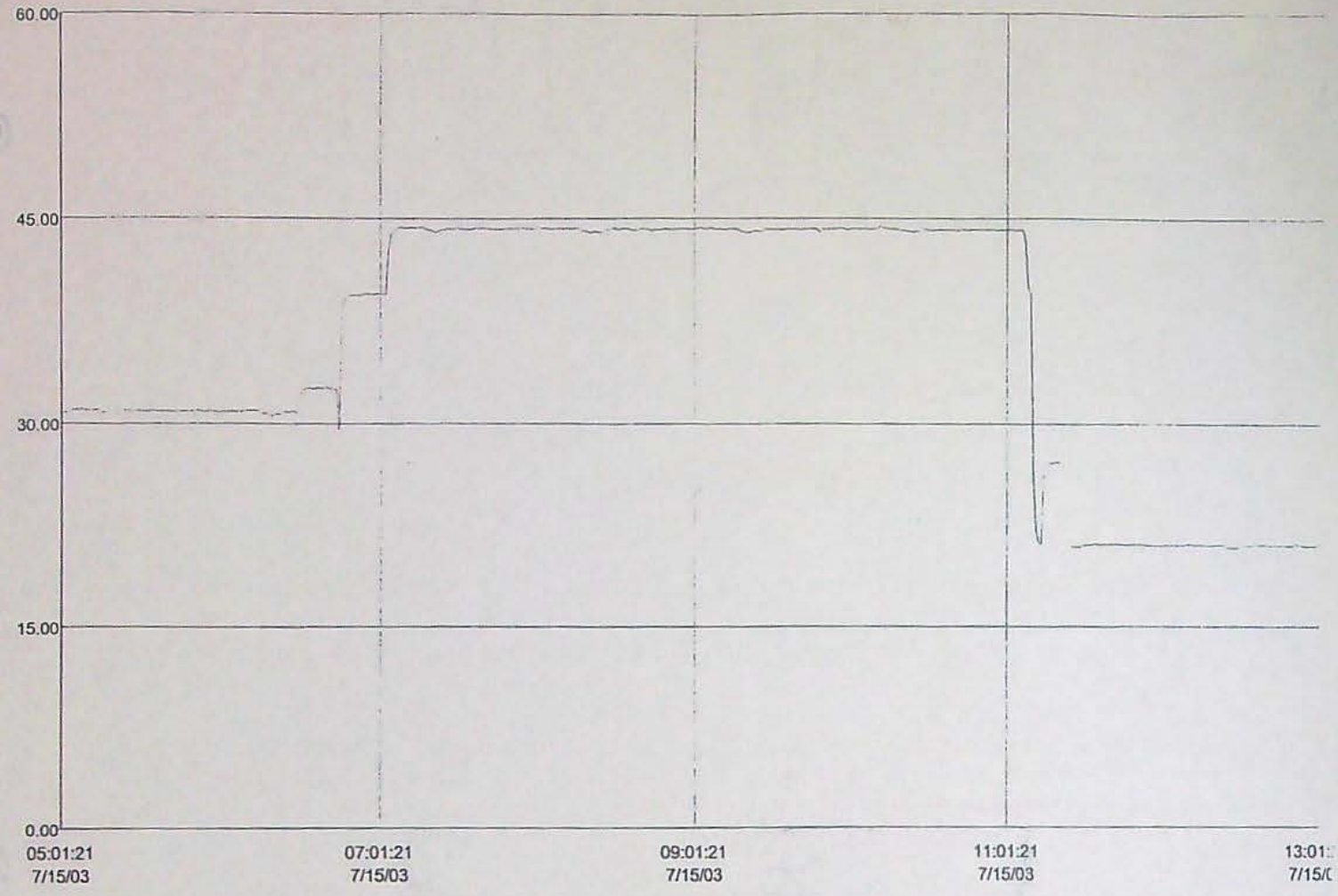


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## Duff Treatment Plant Raw Water Flow Testing 10-4-2022

| Date/Time | Raw Flow (MGD) | Raw Flow (CFS) |
|---|---|---|
| 10/4/22 12:30 | 18.6 | 28.8 |
| 10/4/22 12:31 | 18.2 | 28.2 |
| 10/4/22 12:32 | 18.3 | 28.3 |
| 10/4/22 12:33 | 19.0 | 29.4 |
| 10/4/22 12:34 | 18.5 | 28.6 |
| 10/4/22 12:35 | 18.2 | 28.2 |
| 10/4/22 12:36 | 18.4 | 28.5 |
| 10/4/22 12:37 | 19.0 | 29.4 |
| 10/4/22 12:38 | 19.0 | 29.4 |
| 10/4/22 12:39 | 19.0 | 29.3 |
| 10/4/22 12:40 | 18.0 | 27.9 |
| 10/4/22 12:41 | 18.7 | 28.9 |
| 10/4/22 12:42 | 19.6 | 30.3 |
| 10/4/22 12:43 | 14.7 | 22.7 |
| 10/4/22 12:44 | 19.3 | 29.8 |
| 10/4/22 12:45 | 30.7 | 47.4 |
| 10/4/22 12:46 | 43.9 | 68.0 |
| 10/4/22 12:47 | 48.1 | 74.4 |
| 10/4/22 12:48 | 49.0 | 75.8 |

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Oregon
Theodore R. Kulongoski
Governor

Department of Fish and Wildlife
Fish Division
3406 Cherry Avenue
Salem, OR 97303
Voice: 503-947-6200
Fax: 503-947-6202
TTY: 503 947 6339
http://www.dfw.state.or.us

8 Jul 2008

Patrick M. Van Duser
Black & Veatch Corp.
4800 Meadows Road, Suite 200
Lake Oswego, OR 97035

Re: Fish Screen for MWC, Rogue River Intake; your letter of 20 Jun 2008

Dear Pat,

I have reviewed the Basis of Design Report for the addition of Tee-Screens on the Rogue River intake to the Robert A. Duff Water Treatment Plant for the Medford Water Commission. The report contains a complete and thorough description of the project. The features of the proposed Tee-Screens, as described, satisfactorily meet the fish protection standards and criteria of our agency.

Concerning the option of excavating the "small area" under the screen where screen to channel bottom clearance is less that 2 ½ feet, if permits can be arranged, it would be better to establish this clearance during the pending construction process. Even though there may be sufficient screen area to achieve the criteria approach velocity while discounting the part of the screen that extends into the "small area," the screen will be less subject to silt and cleaning issues, when properly installed.

Here is an operational hint: When starting a new season of diversion through the screens after a period of non use, it is important to ensure that the screen surface is clean so that differential pressure across the screen fabric does not damage it. I am sure the supplier of the screens can advise in this area. This is merely a suggestion to include correct procedures in the operator's instructions.

Thank you for your efforts to protect fish.

Michael Lambert
Lead Project Manager

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Oregon
John A. Kitzhaber, M.D., Governor

Department of Fish and Wildlife
Fish Division
3406 Cherry Avenue NE
Salem, OR 97303
503-947-6200
Fax: 503-947-6202
www.dfw.state.or.us

April 14, 2011

Eric Johnson, P.E.
Principal Engineer
Medford Water Commission
200 S. Ivy St.
Medford, OR 97501

Re: Duff Treatment Plant Screen Inspection

Dear Mr. Johnson,

Thank you for your and Andy's courteous assistance with the fish screen evaluation at the Duff Treatment Plant during my recent visit. With your help, I was able to discern that your screening facility has been constructed and is being operated according to the fish screening and passage criteria of our Department. I particularly appreciate witnessing the air burst cleaning sequence and the underwater post construction video of the "T-Screen."

Your facility is a good example of diligent efforts to effectively and reliably protect fish while providing water for the public in your beautiful area of Oregon.

Sincerely,

Michael Lambert

Michael Lambert
Lead Project Manager,
Fish Screening & Passage Program

cc: Carol Bradford, Medford Irrigation District
Rich Kilbane, ODFW, Central Point

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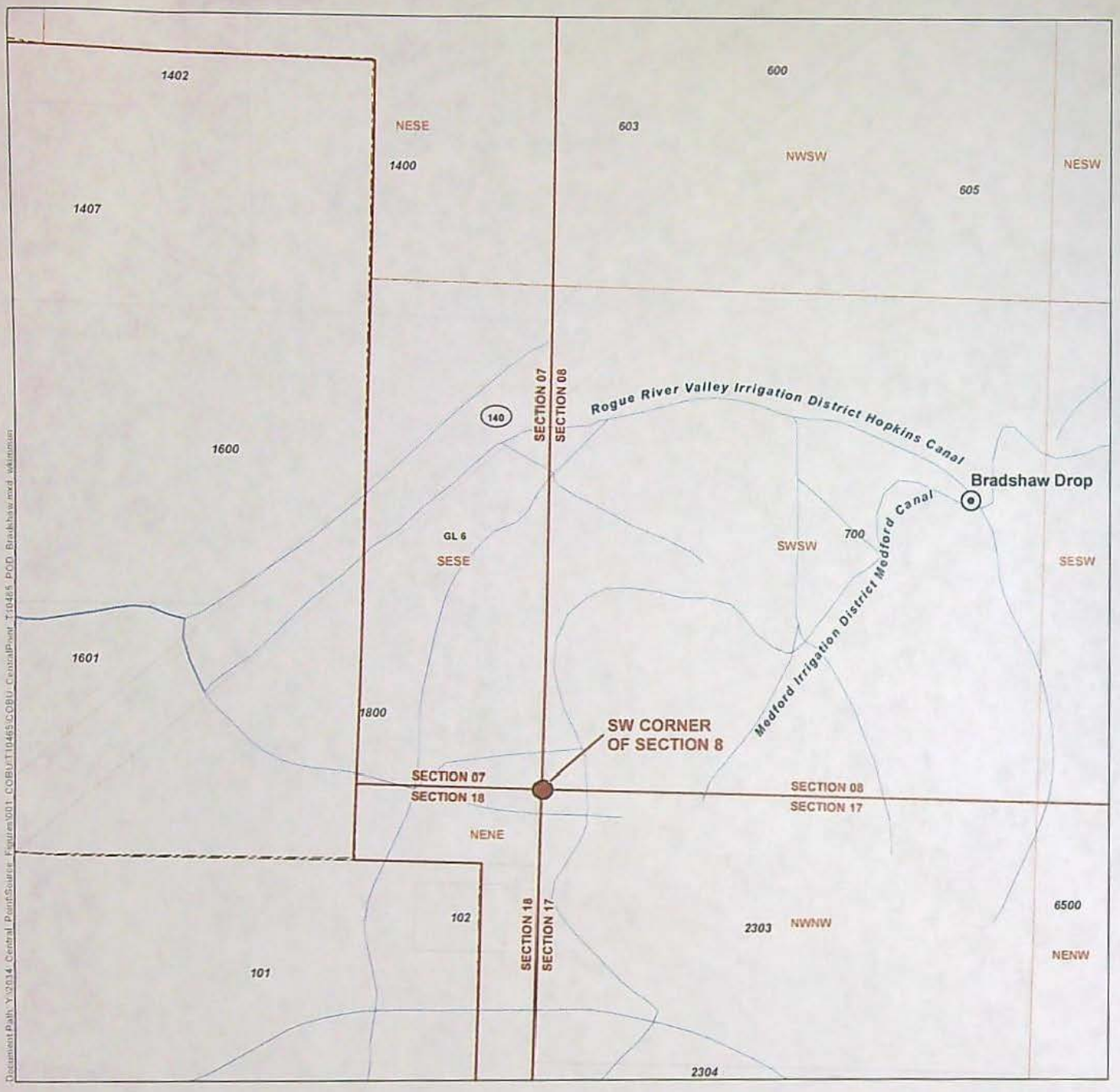


LEGEND

- Point of Diversion (POD)
- Government Lot (GL)
- Donation Land Claim (DLC)
- Tax Lot
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
# City of Central Point
# Point of Diversion Map 1

**T-10465**

Jackson County
Township 36 South, Range 1 East (W.M.)

CERTIFIED WATER RIGHTS EXAMINER STAMP

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

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**LOCATION DESCRIPTION**
**Bradshaw Drop**
Located 805 feet North and 1130 feet East from the SW Corner of Section 8, Township 36 South, Range 1 East (W.M.)

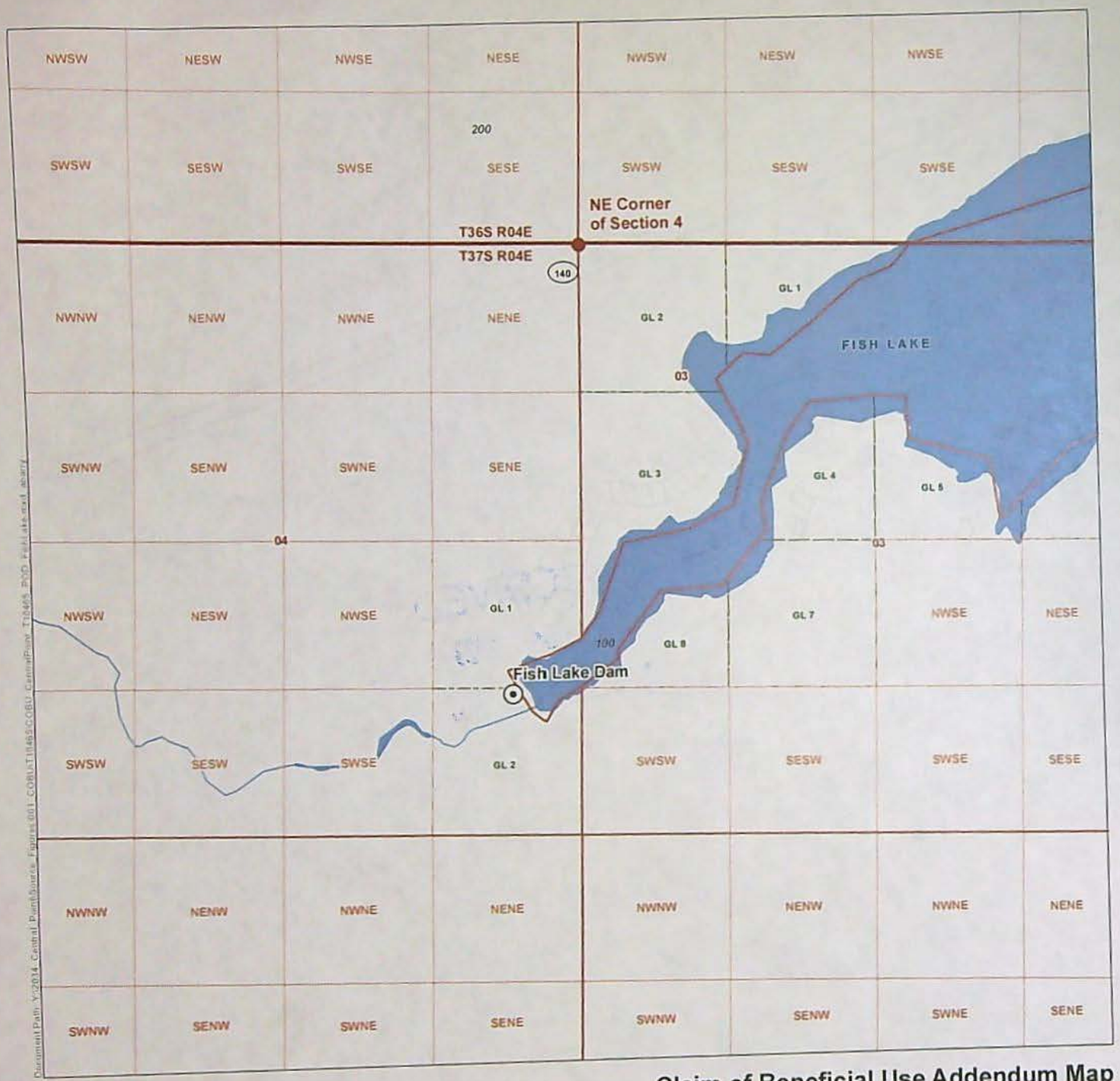
**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines

Date: March 1, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co

N
0 200 400
1 inch = 400 feet

GSI Water Solutions, Inc.

Document Path: Y:\2014 Central Point\Source Files\001-COBU\T10465-COBU-CentralPoint-T10465-POD-Bradshaw mxd: jakinson

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**LEGEND**

- Point of Diversion (POD)
- Government Lot (GL)
- Tax Lot
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
# City of Central Point
# Point of Diversion Map 2

**T-10465**

Jackson County
Township 37 South, Range 4 East (W.M.)

**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

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**LOCATION DESCRIPTION**

**Fish Lake Dam**
Located 4000 feet South and 600 feet West from the NE corner of Section 4, Township 37 South, Range 4 East (W.M.)

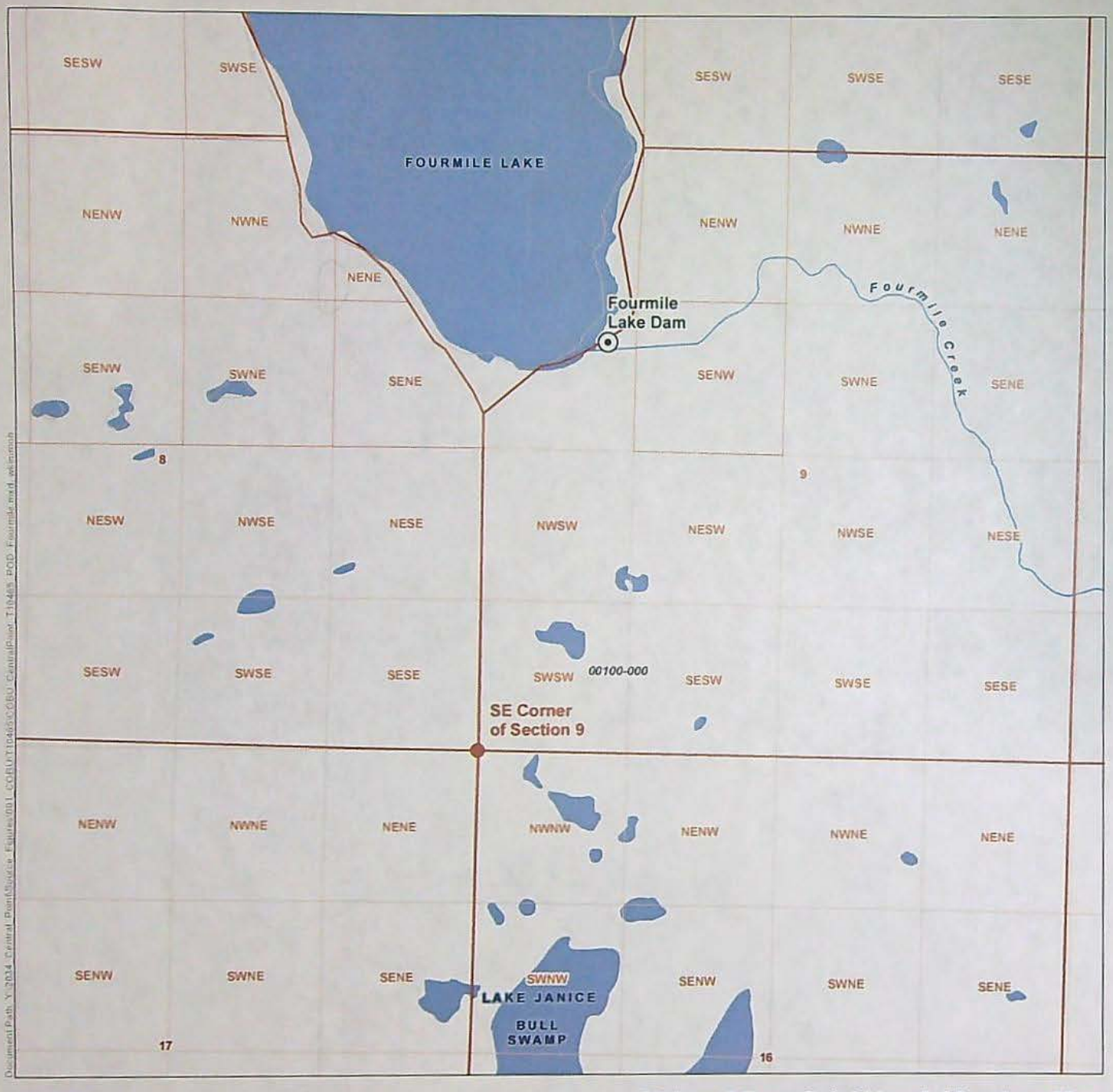
**DISCLAIMER**

This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: February 24, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co

N
0 660 1,320
1 inch = 1,320 feet

GSI Water Solutions, Inc.




LEGEND

- Point of Diversion (POD)
- Tax Lot
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
## City of Central Point
## Point of Diversion Map 3

**T-10465**

Jackson County
Township 36 South, Range 5 East (W.M.)

CERTIFIED WATER RIGHTS EXAMINER STAMP

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

**LOCATION DESCRIPTION**
**Fourmile Lake Dam**
Located 3,580 feet North and 1,050 feet East from the SE corner of Section 9, Township 36 South, Range 5 East (W.M.)

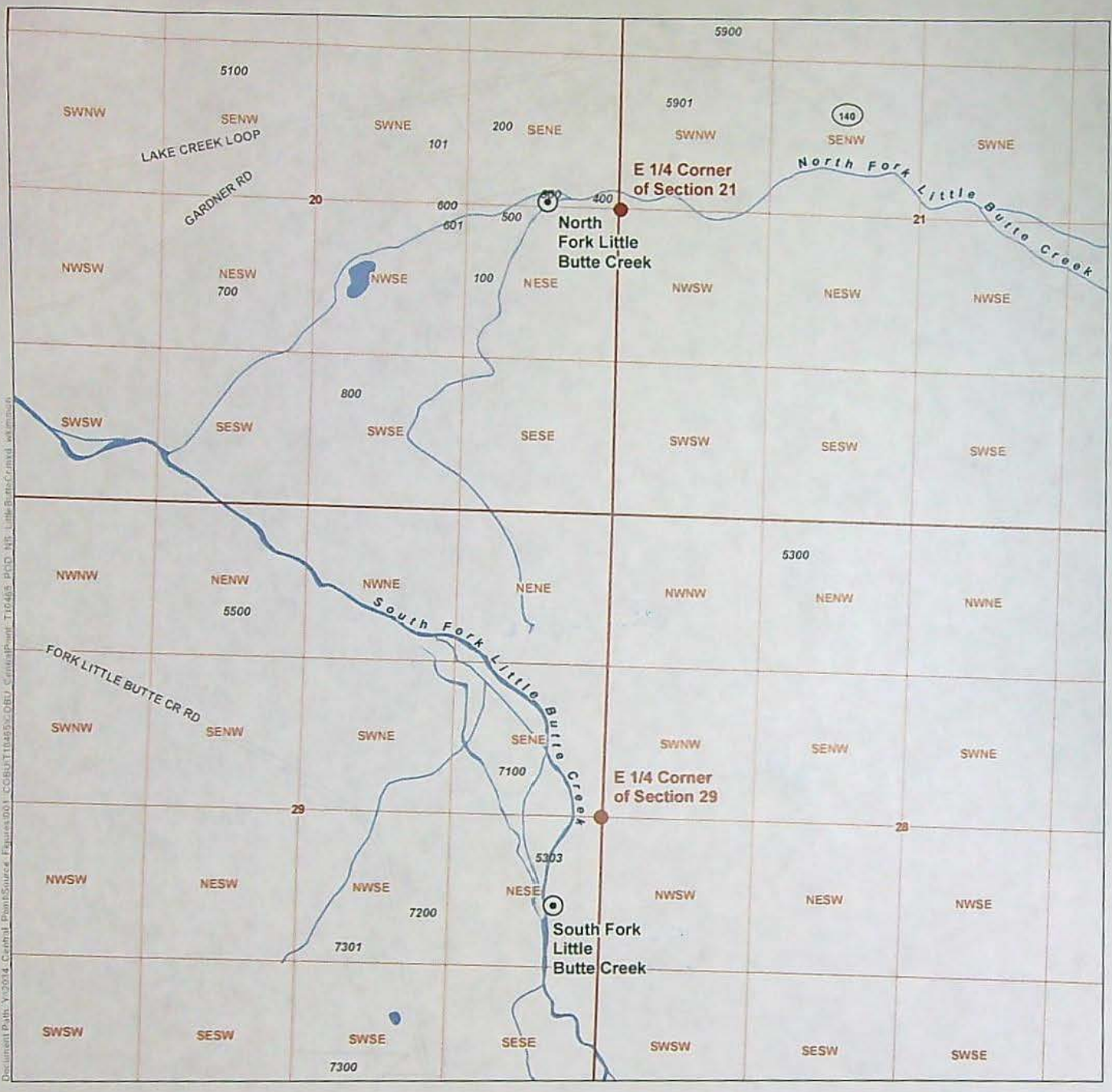
**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: March 1, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Klamath Co.

N
0 660 1,320
1 inch = 1,320 feet

GSI Water Solutions, Inc.

Document Path: X:\2024 Central Point\Source Figures\001_CCR\UT10465\CBU Central Point T10465 POD Fourmile.mxd wkinnah




**LEGEND**

- Point of Diversion (POD)
- Tax Lot
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
# City of Central Point
# Point of Diversion Map 4

**T-10465**

Jackson County
Township 36 South, Range 2 East (W.M.)

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MAR 24 2023
OWRD
SALEM, OREGON

**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

**LOCATION DESCRIPTION**

**North Fork Little Butte Creek**
Located 40 feet North and 620 feet West from the E1/4 corner of Section 21, Township 36 South, Range 2 East (W.M.)

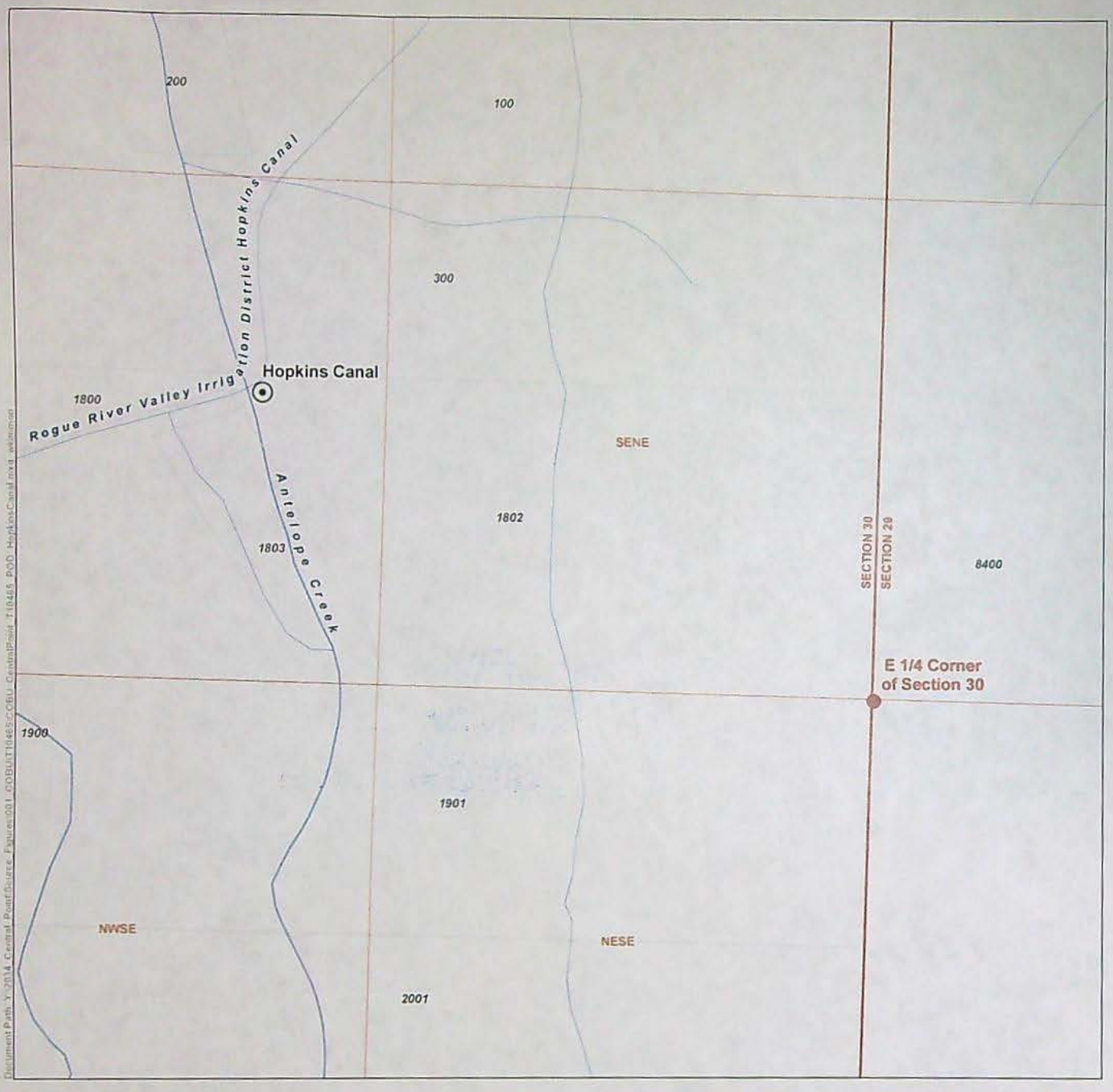
**South Fork Little Butte Creek**
Located 780 feet South and 400 feet West from the E1/4 corner of Section 29, Township 36 South, Range 2 East (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: March 1, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co.

N
0 660 1,320
1 inch = 1,320 feet

GSI Water Solutions, Inc.




LEGEND

- Point of Diversion (POD)
- Tax Lot
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
## City of Central Point
## Point of Diversion Map 5

**T-10465**

Jackson County
Township 36 South, Range 1 East (W.M.)

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CERTIFIED WATER RIGHTS EXAMINER STAMP

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

**LOCATION DESCRIPTION**
**Hopkins Canal**
Located 770 feet North and 1650 feet West from the E1/4 corner of Section 30, Township 36 South, Range 1 East (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: March 1, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co.

N
0 200 400
1 inch = 400 feet

GSI Water Solutions, Inc.

**LEGEND**

- Point of Diversion (POD)
- Meter Location
- Conveyance
- Place of Use (POU)
- Government Lot (GL)
- Donation Land Claim (DLC)
- Tax Lot
- Major Road
- Railroad
- Watercourse
- Waterbody

# Claim of Beneficial Use Addendum Map
# City of Central Point
## Place of Use and Duff WTP Intake Point of Diversion Map

**T-10465**

Jackson County
Township 36, 37 South, Range 2 West (W.M.)

**CERTIFIED WATER RIGHTS EXAMINER STAMP**

CERTIFIED WATER RIGHTS EXAMINER
#94217CWRE
ROBYN C. COOK
MAY 16, 2019
STATE OF OREGON
RENEWS: 12-31-2023

RECEIVED
MAR 24 2023
OWRD
SALEM, OREGON

**LOCATION DESCRIPTION**

**Duff WTP Intake**
Located 3961.8 ft South and 1883.3 ft East from the NE corner of DLC 42 Section 11, Township 36 South, Range 2 West (W.M.)

**DISCLAIMER**
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: February 24, 2023
Data Sources: BLM, ESRI, OWRD, USGS, Jackson Co.

N
0 2,400 4,800
1 inch = 4,800 feet

GSI Water Solutions, Inc.

CITY OF CENTRAL POINT 5 orig. certs 5 CERTS

# Completion Checklist for Claims of Beneficial Use for
## POST JULY 1, 2004 Claims

| | |
|---|---|
| Application # ——— | WRD Reviewer Kerry Kavanagh |
| Transfer # T-10465 / Addendum | Claim Logged YES |
| Date Received 8-4-2011 / 3-24-2023 | Oversized Map # N/A |
| CWRE Name Herbert Farber / Robert Cook & Ted Ressler | |

TFO issued 6-29-2009. C Date = 10-1-2014. Add'l POD

**Map Review:**

- ✓ Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b))
- ✓ Application & permit #; or transfer # (OAR 690-014-0100(1))
- ✓ Disclaimer (OAR 690-014-0170(5))
- ✓ North arrow (OAR 690-310-0050(2)(c))
- ✓ CWRE stamp and signature (OAR 690-014 & 310-0050)
- ✓ Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310)
- ✓ Township, range, section, and tax lot numbers (OAR 690-310-0050(4) )
- ✓ Source illustrated if surface water (OAR 690-014-0170(3))
- ✓ Point(s) of diversion or appropriation (illustrated) (OAR 690–014(4) & 690-310-0050)
- ✓ Point(s) of diversion or appropriation (coordinates)(OAR 690–014(4) & 690-310-0050)
- ✓ Conveyance structures illustrated (pump, pipelines, ditches, etc.) (OAR 690-310-0050)
- ✓ Description of the location, in relation to the point of diversion or appropriation, of any fish screens, by-pass devices, and measuring devices required (OAR 690–014-0170(4))
- ✓ Place of use (1/4 1/4, or projected 1/4 1/4 lines within DLCs, or Gov Lots; if irrigation, # of acres in each subdivision; if for domestic or human consumption, location of dwelling or spigot) (OAR 690-310-0050, 690-014, 690-380-6010) – MA

Δ POU & Δ CHAR.
port Cert #80566 – 0.11 cfs for 1S/1R Cert #85286
port Cert #80567 – 0.11 cfs for 1S/1R Cert #85286
port Cert #80569 – 0.66 cfs for 1S/1R Cert #85288
port Cert #80571 – 0.66 cfs for 1S/1R Cert #85287
port Cert #80574 – 0.66 cfs for 1S/1R Cert #85316

**Report Review:** COBL

- ✓ On form or format provided by the Department (OAR 690-014-0100(1))
- ✓ Application & permit #; or transfer # (OAR 690-014)
- ✓ Ownership information (OAR 690-014)
- ✓ Date of survey (OAR 690-014)
- ✓ Person interviewed (OAR 690-014)
- ✓ County (OAR 690-014) JACKSON
- ✓ Description of conveyances system (from POD to POU) (OAR 690-014-0100)
- ✓ Source(s) of water (OAR 690-014-0100)
- ✓ Place of use location (OAR 690-014-0100)
- ✓ Type of use (OAR 690-014-0100)
- ✓ Extent of use (OAR 690-014-0100)
- ✓ Rate and Duty (OAR 690-014-0100)
- MA Diversion rate for each use (OAR 690-014-0100)
- ✓ Diversion works description (pump make, serial model, capacity, and description) (OAR 690-014-0100)
- ✓ System capacity (OAR 690-014-0100) Add'l POD
  - ✓ Calculated capacity of system (required)
  - ___ Measured amount of use (optional)
- ✓ Permit/Transfer Final Order Conditions (OAR 690-014-0100)
  - ✓ Time limits COBL rec'd 8-4-2011 – before C Date of 10-1-2014.
  - MA Initial water level measurements
  - MA Annual static water level measurements
  - Measurement, recording, and reporting
    - ___ Meter/measuring device
    - ___ Water use reporting
  - ✓ Fish screening and/or by-pass
  - MA Pump test (ground water)
  - ___ Other

MA Conditions from Extension Final Order and/or Water Management Conservation Plan → N/A transfer

- ✓ CWRE stamp and signature (OAR 690-014-0100)
- ✓ Signature(s) of permittee of transfer holder (OAR 690-014-0100)

DEF = deficient
N/A = Not Applicable

T-10465 | 5 CERTS

## Certificate Issuance Processing Checklist

MX Map and COBU reviewed
MX Conflict check Any Conflicts? _____
MX Check for ownership

*Check Area of Interest* ☒ YES ☐ NO
*Identified Party* Rogue Valley Irrig. Dist.

### Staff Recommendations:

_____ Proof to the Satisfaction has been established to the full extent as described in the permit or transfer order.

_____ Proof to the Satisfaction has been not been established to the full extent as described in the permit or transfer order and the right should be limited as follows: _____

_____ Proof to the Satisfaction has not been established for the following reasons: _____
**Proposed Actions:**
Send letter requesting the following items/information:_____
_____ Send letter recommending extension to cure deficiencies:_____

Can certificate be processed further?
_____Yes

If "Yes":
_____Proposed
_____Final Certificate #_____

Mailing list:

Proposed:

Final:

cc: Medford Water Commission

Assigned Cert #'s:
97451 (cf-80566)
97452 (cf-80567)
97453 (cf-80569)
97454 (cf-80571)
97455 (cf-80574)

Application # Permit # Transfer # T-10465

City of Central Point RA# R12951-23

# Reimbursement Authority Process
## *Itemized FINAL Sheet*
for
## Certificates

| | New Est. Time (hr) | Multiplier | Total Est Hours | Individual | Hourly Rate | New Est. Cost | Date/Act. Time |
|---|---|---|---|---|---|---|---|
| 1. Review Claim of Beneficial Use report & map | 4.00 | 31% | 5.24 | Kerry | $74.44 | $ 390.07 | |
| 2. Conflict Check | 0.00 | 31% | 0.00 | Kerry | $74.44 | $ - | |
| 3. Prep of def. letter - contigency time | 0.00 | 31% | 0.00 | Kerry | $74.44 | $ - | |
| 4. Enter pump test data - | 0.00 | 31% | 0.00 | Kerry | $74.44 | $ - | |
| 5. Prep of 4 certs - changes from IR to MU, POD & POU | 7.00 | 31% | 9.17 | Kerry | $74.44 | $ 682.61 | |
| 6a. Peer review - consultation | 0.00 | | 0.00 | Gerry | $73.70 | $ - | |
| 6b. Peer review | 1.00 | | 1.00 | Dwight | $105.45 | $ 105.45 | |
| 6c. Peer review - WMCP | 0.00 | | 0.00 | Tamera S. | $59.49 | $ - | |
| 6d. Peer review | 3.00 | 26% | 3.78 | Gerry | $73.70 | $ 278.59 | |
| 7. Project Management - | 4.75 | 31% | 6.22 | Kerry | $74.44 | $ 463.20 | |
| 8a. Water right data record update | 1.00 | 31% | 1.31 | Support-Kyler | $30.53 | $ 39.99 | |
| 8b. Water right data record update | 4.00 | | 4.00 | Data Tech-Colten | $39.70 | $ 158.80 | |
| 9. Pump test - n/a - not req. in permit | 0.00 | | 0.00 | Travis Brown | $67.99 | $ - | |
| **Total** | | | **30.72** | | Sub Total | **$2,119** | |
| | | | | | 10% Overhead | $211.87 | |
| | | | | | TOTAL | **$2,331** | |

**S0 over (estimated cost = S2331) - no refund**

TFO issued 6-29-2009. - add'l POD, changes in POU & CHAR - IR/IS to MU - 5 originating certs
port Cert 80566 - 0.11 cfs from SW for IR --> to MU -- RR Cert 85286
port Cert 80567 - 0.11 cfs from SW for IR --> to MU -- RR Cert 85287
port Cert 80569 - 0.66 cfs from SW for IS --> to MU - Cert 85281
port Cert 80574 - 0.66 cfs from SW for IS --> to MU -- RR Cert 85316

## Pump Capacity Calculation Sheet

App T-10465
- add'l POD
"High Service Pump #4"

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 800 |
| Efficiency = | 7.04 |
| Lift = | 0 |
| PSI = | 100 |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 5632 |
| Head based on psi = | 254.0 |
| Total dynamic head = (head + lift) | 254.0 |

**Pump Capacity = 22.17 feet per second**

App T-9900:

## Pump Capacity Calculation Sheet

App T-10465
- add'l POD
"diversion pump"

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 500 |
| Efficiency = | 7.04 |
| Lift = | 70 |
| PSI = | 15 |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 3520 |
| Head based on psi = | 38.1 |
| Total dynamic head = (head + lift) | 108.1 |

**Pump Capacity = 32.56 feet per second**

## Pump Capacity Calculation Sheet

App T-10465
- add'l POD
"City Boost pumps"

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 15 |
| Efficiency = | 7.04 |
| Lift = | -25 |
| PSI = | 30 |

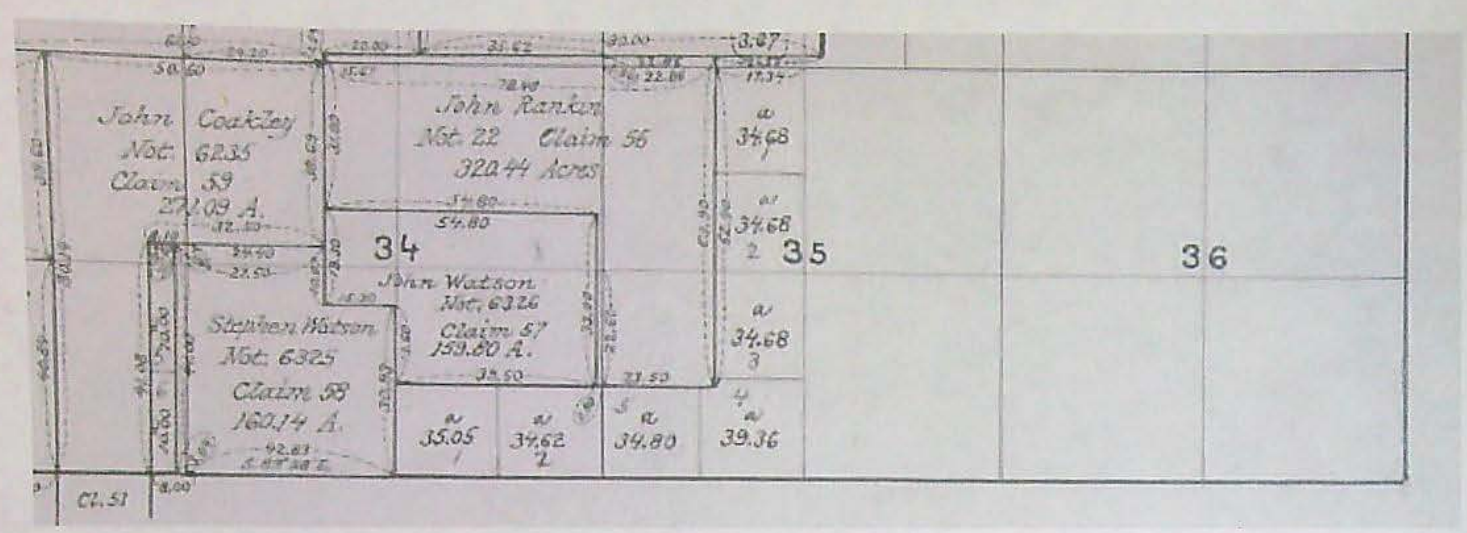
**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 105.6 |
| Head based on psi = | 76.2 |
| Total dynamic head = (head + lift) | 51.2 |

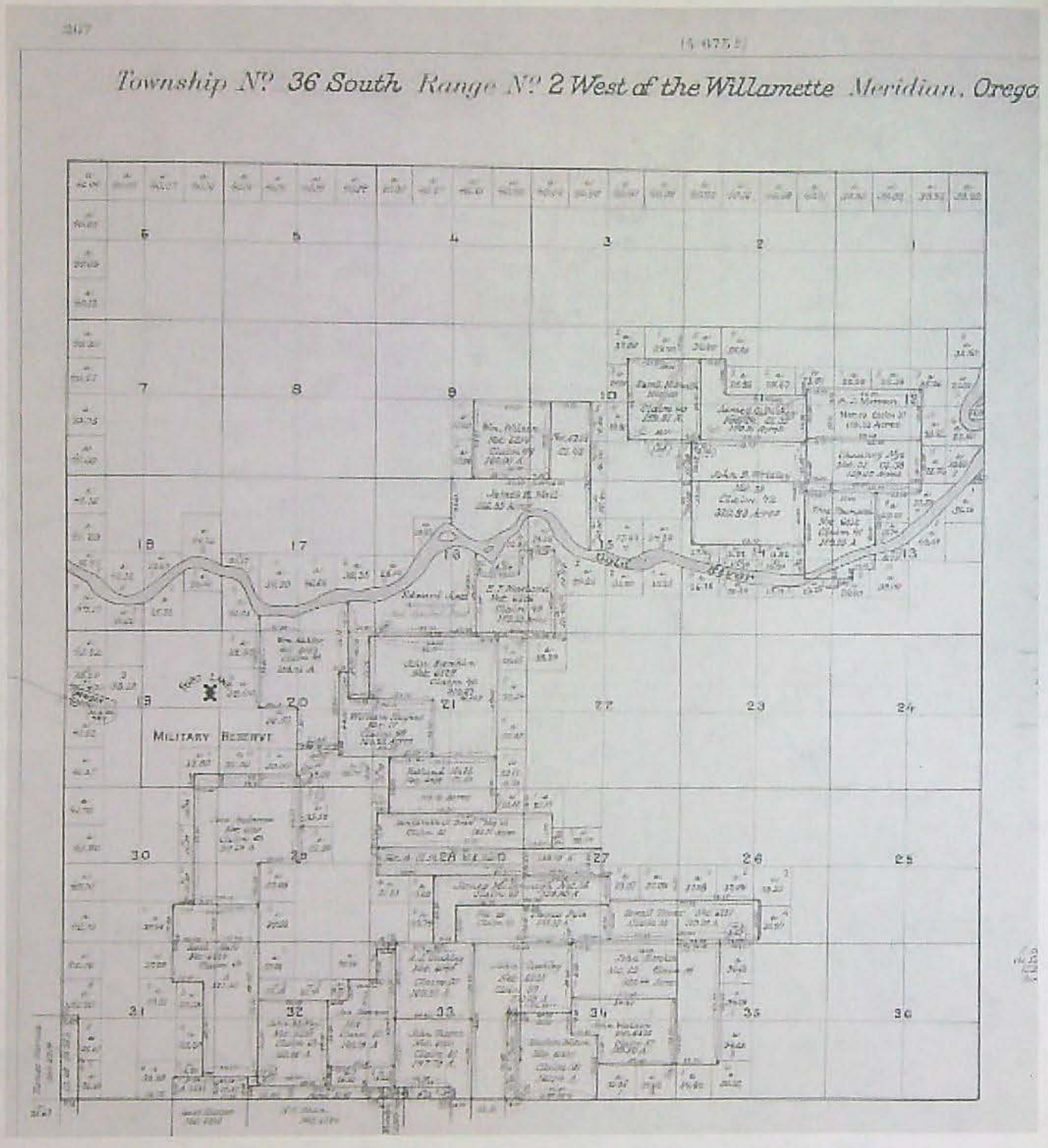
**Pump Capacity = 2.06 feet per second**

T-10465:

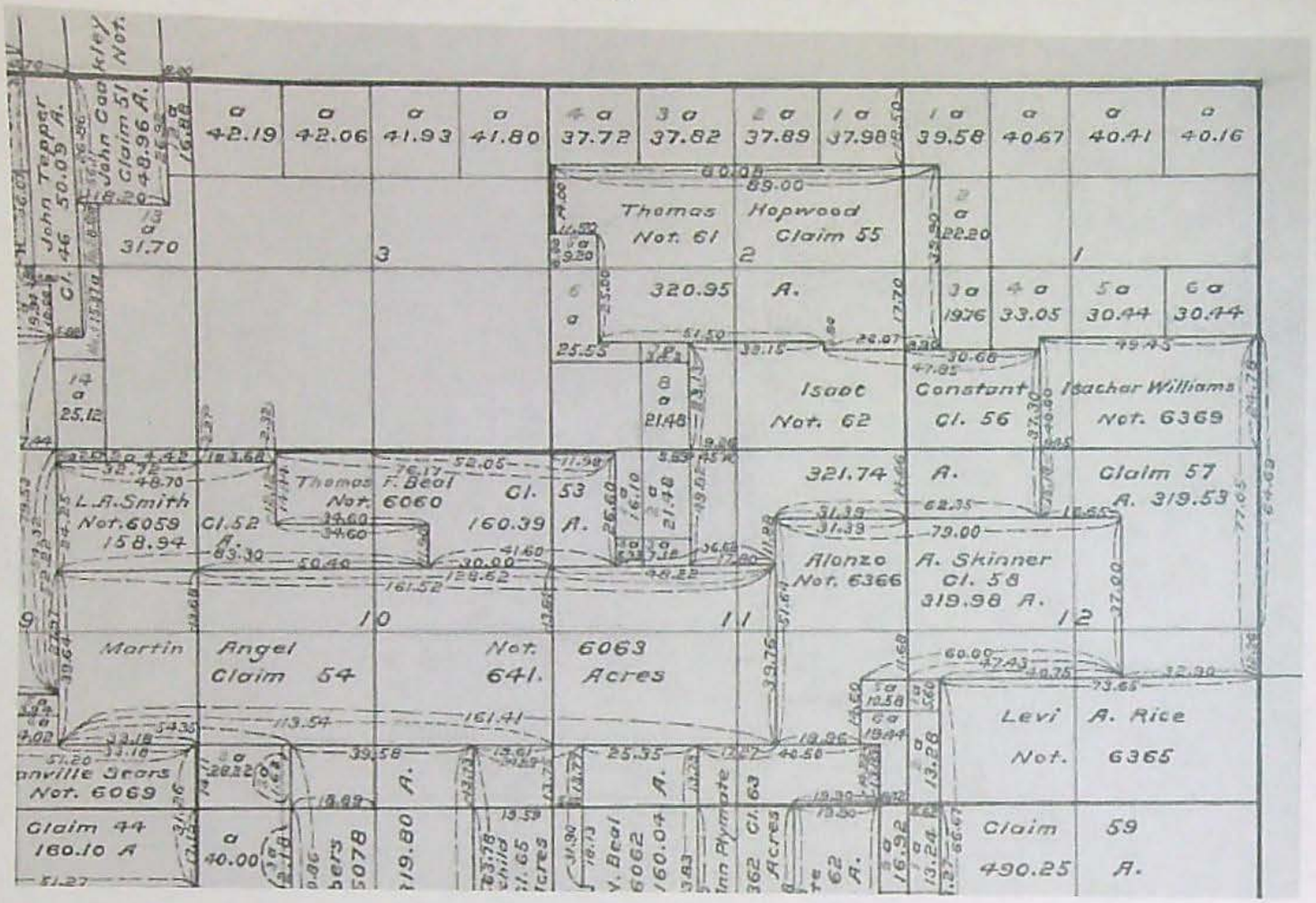
Portion cadastral survey T36S, R2W, W.M. – 1859-12-01:



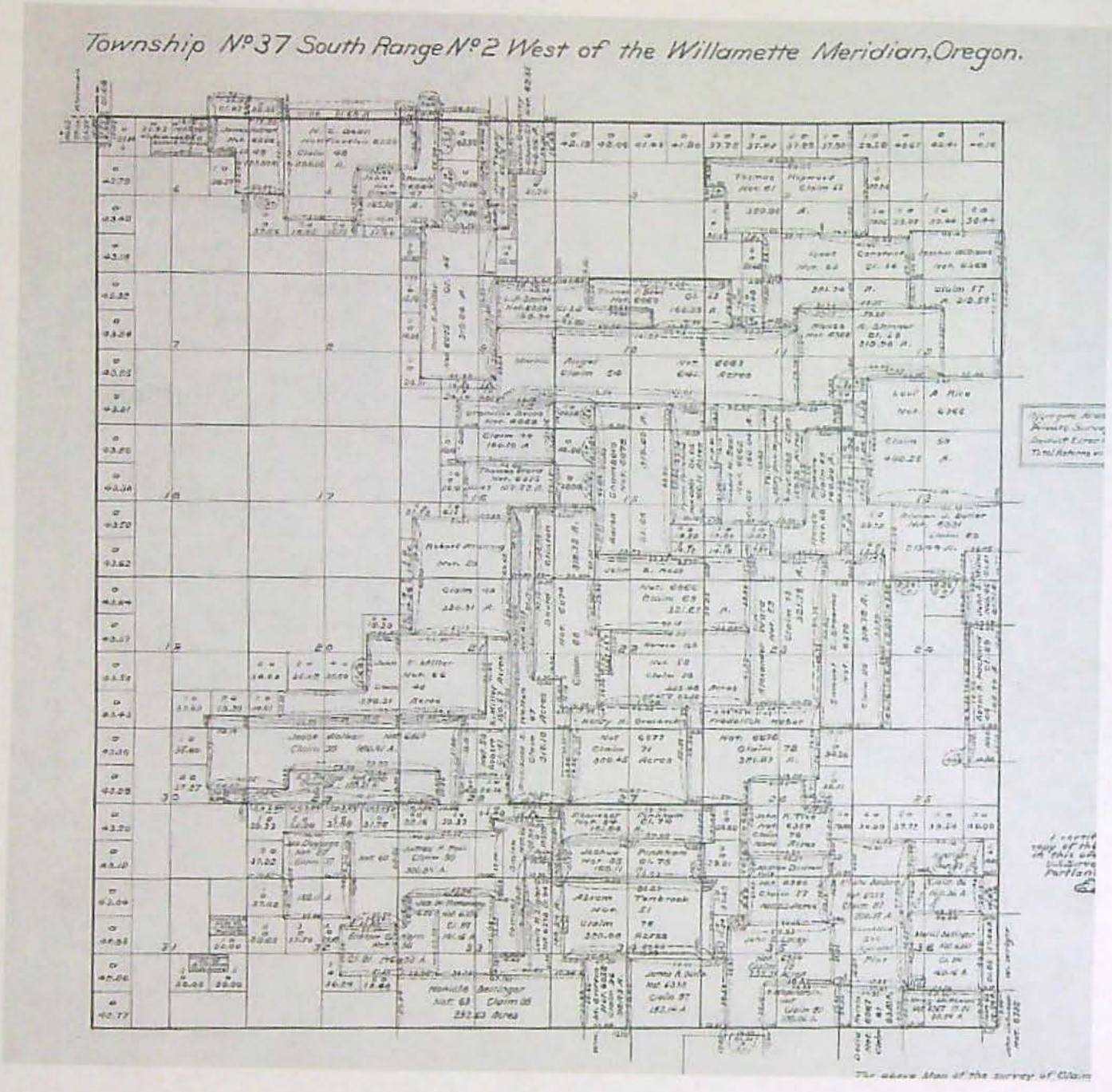
Cadastral survey T36S, R2W, W.M. – 1859-12-01:



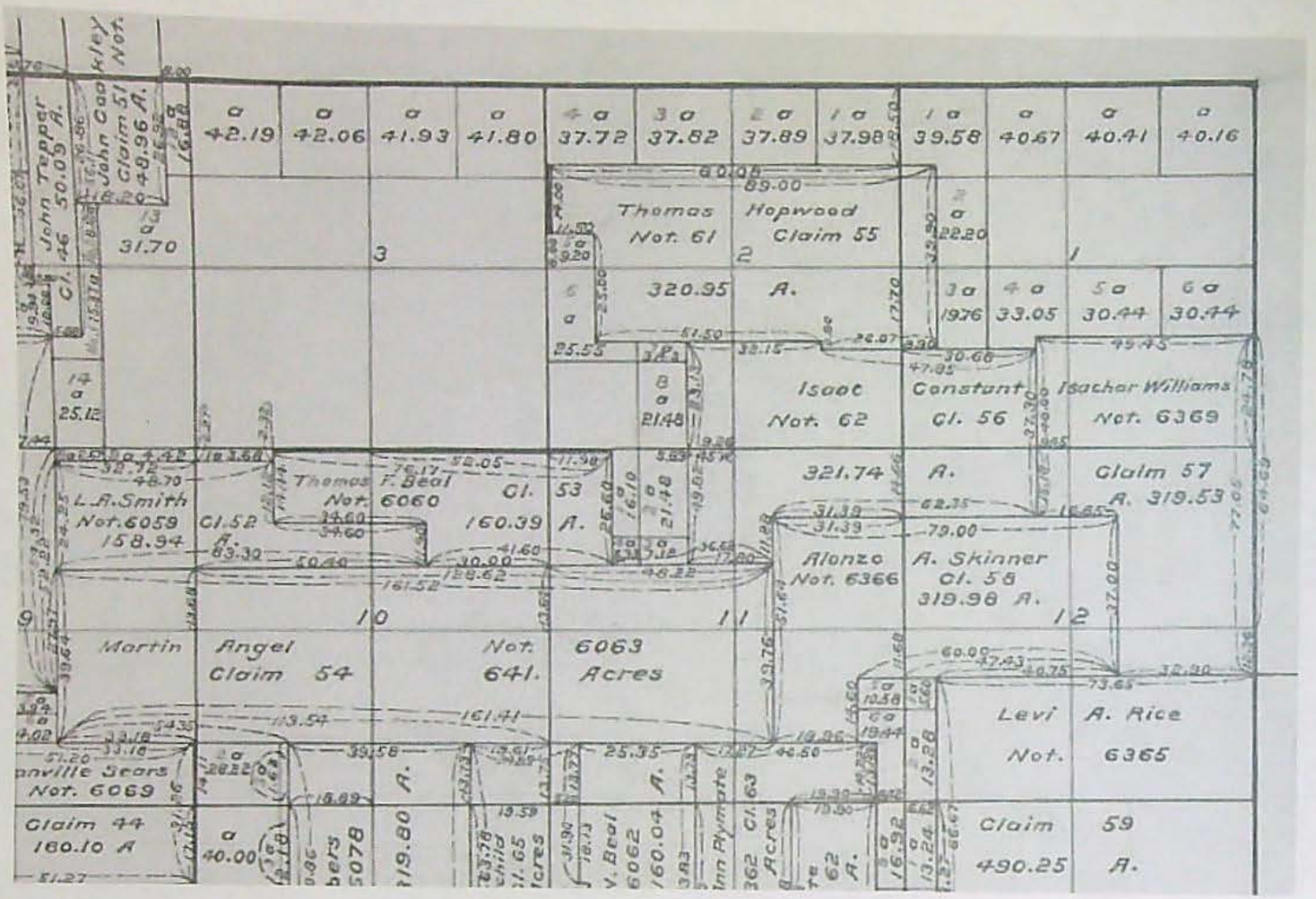
Portion cadastral survey T37S, R2W, W.M. – 1857-06-18:



Cadastral survey T37S, R2W, W.M. – 1857-06-18:



Portion cadastral survey T37S, R2W, W.M. – 1857-06-18:



**BEFORE THE WATER RESOURCES DEPARTMENT**

**OF THE**

**STATE OF OREGON**

| | | |
|---|---|---|
| In the Matter of Certificate 85287<br>Jackson County | ) | FINAL ORDER<br>CORRECTING A SCRIVENER'S<br>ERROR IN A WATER RIGHT<br>CERTIFICATE |

**Water Right Certificate Holders:**

MEDFORD IRRIGATION DISTRICT
1340 MEYERS LANE
MEDFORD, OREGON 97501

ROGUE VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

**Findings of Fact**

1. Certificate 85287 was issued on June 29, 2009 to describe those portions of the water right confirmed by Certificate 80567, State Record of Water Right Certificates, NOT modified by the provisions of a order of the Water Resources Director entered June 29, 2009, recorded at Special Order Volume 78, Pages 275 - 286 approving Transfer Application T-10465.

2. Certificate 85287 contains a scrivener's error on Page 4. The footer line reads "Recorded in State Record of Water Right Certificates numbered 85286.". The footer line should say "Recorded in State Record of Water Right Certificates numbered 85287.".

**Now, therefore, it is ORDERED:**

1. Certificate 85287 is cancelled and Water Right Certificate 85714 is issued to supersede Certificate 85287 and to correctly describe those portions of the water right confirmed by Certificate 80567, State Record of Water Right Certificates, NOT modified by the provisions of a order of the Water Resources Director entered June 29, 2009, recorded at Special Order Volume 78, Pages 275 - 286 approving Transfer Application T-10465.

Dated at Salem, Oregon this 30th day of July, 2009.

Phillip C. Ward, Director

*Mailing date:* AUG 17 2009

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or 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.

**BEFORE THE WATER RESOURCES DEPARTMENT**
**OF THE**
**STATE OF OREGON**

| | | |
|---|---|---|
| In the Matter of Transfer Application T-10465, Jackson County | ) | FINAL ORDER |
| | ) | APPROVING AN ADDITIONAL POINT |
| | ) | OF DIVERSION, CHANGES IN PLACE |
| | ) | OF USE, AND A CHANGE IN |
| | ) | CHARACTER OF USE |

**Authority**

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

Rogue River Valley Irrigation District
3139 Merriman Road
Medford, OR 97501

**Receiving Municipality**

City of Central Point
140 S. Third
Central Point, OR 97524

**Findings of Fact**

***Background***

1. On September 27, 2007, Rogue River Valley Irrigation District filed a transfer application for an additional point of diversion and to change the character of use and place of use for portions of Certificates 80566, 80567, 80569, 80571, 80574, and 80576. The Department assigned the application number T-10465.

2. On February 26, 2008, the Department requested additional information from the applicant.

3. On August 21, 2008, the applicant requested to remove Certificate 80576 from Transfer Application T-10465.

4. On September 16, 2008, the applicant submitted two revised transfer maps. A revised map showing the area of municipal coverage with corrected section numbers and a revised map of supplemental water rights (map 2 of 4) excluding Certificate 80567.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or 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.

5. The portion of the first right to be transferred is as follows:

**Certificate:** 80566 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT confirmed by decree entered of record at Salem in the Order Record of the State Engineer in Volume 14, Page 498
**Use:** PRIMARY IRRIGATION OF 14.8 ACRES
**Priority Date:** SEPTEMBER 14, 1899
**Rate:** 0.11 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 14.8 |

6. The portion of the second right to be transferred is as follows:

**Certificate:** 80567 in the name in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT and MEDFORD IRRIGATION DISTRICT confirmed by decree entered of record at Salem in the Order Record of the Sate Engineer in Volume 14, Page 498
**Use:** PRIMARY IRRIGATION OF 15.2 ACRES
**Priority Date:** SEPTEMBER 14, 1899
**Rate:** 0.11 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | NE SW | 10.0 |
| 37 S | 1 W | WM | 5 | NW SW | 5.2 |
| | | | | Total | 15.2 |

7. The portion of the third right to be transferred is as follows:

**Certificate:** 80569 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit E-19.
**Use:** PRIMARY IRRIGATION OF 97.9 ACRES AND SUPPLEMENTAL IRRIGATION OF 30.0 ACRES
**Priority Date:** JULY 23, 1909
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| PRIMARY IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 18.0 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 16.1 |
| 37 S | 1 W | WM | 5 | NW SW | 26.1 |
| | | | | Total | 97.9 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 14.8 |
| 37 S | 1 W | WM | 5 | NE SW | 10.0 |
| 37 S | 1 W | WM | 5 | NW SW | 5.2 |
| | | | | Total | 30.0 |

8. The portion of the fourth right to be transferred is as follows:

**Certificate:** 80571 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit S-407.
**Use:** SUPPLEMENTAL IRRIGATION OF 127.9 ACRES
**Priority Date:** MARCH 31, 1910
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Sources:** FOURMILE LAKE RESERVOIR, within the KLAMATH RIVER BASIN; and water draining or flowing into the CASCADE CANAL; and FISH LAKE RESERVOIR; within the ROGUE RIVER BASIN

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 5 E | WM | 9 | SW NW | FOURMILE LAKE DAM - 3600 FEET NORTH AND 4200 FEET EAST FROM THE SW CORNER OF SECTION 9 |
| 37 S | 4 E | WM | 4 | SE SE | FISH LAKE DAM - 4000 FEET SOUTH AND 600 FEET EAST FROM THE NE CORNER OF SECTION 4 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |

**Authorized Place of Use:**

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 32.8 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 26.1 |
| 37 S | 1 W | WM | 5 | NW SW | 31.3 |
| | | | | Total | 127.9 |

9. There is an apparent scrivener's error in two of the point of diversion descriptions in Certificate 80571 (described in Finding of Fact No. 9 above). The Fourmile Lake Dam point of diversion (POD) description should give the coordinates from the *SE* Corner of Section 9, not the *SW* Corner as currently described in Certificate 80571. Additionally, the Fish Lake Dam POD description states "600 feet *East* from NE corner", this should be "600 feet *West* from NE corner". Corrections to the POD coordinates are based on the maps and correspondence from the applicant and confirmation from an aerial photo and other maps of the area. The authorized points of diversion under the right evidenced by Certificate 80571 should be described as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |
| 36 S | 5 E | WM | 9 | SW NW | FOURMILE LAKE DAM - 3600 FEET NORTH AND 4200 FEET WEST FROM THE SE CORNER OF SECTION 9 |
| 37 S | 4 E | WM | 4 | SE SE | FISH LAKE DAM - 4000 FEET SOUTH AND 600 FEET WEST FROM THE NE CORNER OF SECTION 4 |
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |

10. The portion of the fifth right to be transferred is as follows:

**Certificate:** 80574 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit S-1705.
**Use:** SUPPLEMENTAL IRRIGATION OF 127.9 ACRES
**Priority Date:** JUNE 24, 1913
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Source:** ANTELOPE CREEK, tributary to LITTLE BUTTE CREEK

**Authorized Point of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 1 E | WM | 30 | SW NE | HOPKINS CANAL - 770 FEET NORTH AND 1650 FEET WEST FROM THE E¼ CORNER OF SECTION 30 |

**Authorized Place of Use:**

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 32.8 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 26.1 |
| 37 S | 1 W | WM | 5 | NW SW | 31.3 |
| | | | | Total | 127.9 |

11. Transfer Application T-10465 proposes to change the character of use to municipal use.

12. Transfer Application T-10465 proposes an additional point of diversion approximately 15 miles downstream from the closest existing point of diversion associated with Certificate 80574 (Hopkins Ditch POD). The additional point of diversion is located:

| Twp | Rng | Mer | Sec | Q-Q | DLC | Measured Distances |
|---|---|---|---|---|---|---|
| 36S | 2W | W.M. | 13 | SW NW | 42 | MEDFORD WATER COMMISSION DUFF TREATMENT PLANT - 3961.8 FEET SOUTH AND 1883.3 FEET EAST FROM THE NE CORNER OF DLC 42 IN SECTION 11 |

13. Transfer Application T-10465 proposes to change the place of use to within the city limits of the City of Central Point, described as:

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 36 | S | 2 | W | WM | 34 | NE | SW |
| 36 | S | 2 | W | WM | 34 | SE | SW |
| 36 | S | 2 | W | WM | 34 | NE | SE |
| 36 | S | 2 | W | WM | 34 | NW | SE |
| 36 | S | 2 | W | WM | 34 | SW | SE |
| 36 | S | 2 | W | WM | 34 | SE | SE |
| 36 | S | 2 | W | WM | 35 | SW | SW |
| 36 | S | 2 | W | WM | 35 | SE | SE |
| 36 | S | 2 | W | WM | 36 | SE | NW |
| 36 | S | 2 | W | WM | 36 | NE | SW |
| 36 | S | 2 | W | WM | 36 | SW | SW |
| 36 | S | 2 | W | WM | 36 | SE | SW |
| 37 | S | 2 | W | WM | 1 | NE | NW |
| 37 | S | 2 | W | WM | 1 | NW | NW |
| 37 | S | 2 | W | WM | 1 | SW | NW |
| 37 | S | 2 | W | WM | 1 | SE | NW |
| 37 | S | 2 | W | WM | 1 | NE | SW |
| 37 | S | 2 | W | WM | 1 | NW | SW |
| 37 | S | 2 | W | WM | 1 | SW | SW |
| 37 | S | 2 | W | WM | 1 | SE | SW |
| 37 | S | 2 | W | WM | 2 | NE | NE |
| 37 | S | 2 | W | WM | 2 | SE | NE |
| 37 | S | 2 | W | WM | 2 | NW | NW |
| 37 | S | 2 | W | WM | 2 | SW | NW |
| 37 | S | 2 | W | WM | 2 | SE | NW |
| 37 | S | 2 | W | WM | 2 | NE | SW |
| 37 | S | 2 | W | WM | 2 | NW | SW |

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 37 | S | 2 | W | WM | 2 | SW | SW |
| 37 | S | 2 | W | WM | 2 | SE | SW |
| 37 | S | 2 | W | WM | 2 | NE | SE |
| 37 | S | 2 | W | WM | 2 | NW | SE |
| 37 | S | 2 | W | WM | 2 | SW | SE |
| 37 | S | 2 | W | WM | 2 | SE | SE |
| 37 | S | 2 | W | WM | 3 | NE | NE |
| 37 | S | 2 | W | WM | 3 | NW | NE |
| 37 | S | 2 | W | WM | 3 | SW | NE |
| 37 | S | 2 | W | WM | 3 | SE | NE |
| 37 | S | 2 | W | WM | 3 | NE | NW |
| 37 | S | 2 | W | WM | 3 | NW | NW |
| 37 | S | 2 | W | WM | 3 | SW | NW |
| 37 | S | 2 | W | WM | 3 | SE | NW |
| 37 | S | 2 | W | WM | 3 | NE | SW |
| 37 | S | 2 | W | WM | 3 | NW | SW |
| 37 | S | 2 | W | WM | 3 | SW | SW |
| 37 | S | 2 | W | WM | 3 | SE | SW |
| 37 | S | 2 | W | WM | 3 | NE | SE |
| 37 | S | 2 | W | WM | 3 | NW | SE |
| 37 | S | 2 | W | WM | 3 | SW | SE |
| 37 | S | 2 | W | WM | 3 | SE | SE |
| 37 | S | 2 | W | WM | 10 | NE | NE |
| 37 | S | 2 | W | WM | 10 | NW | NE |
| 37 | S | 2 | W | WM | 10 | SW | NE |
| 37 | S | 2 | W | WM | 10 | SE | NE |
| 37 | S | 2 | W | WM | 10 | NE | NW |
| 37 | S | 2 | W | WM | 10 | NW | NW |
| 37 | S | 2 | W | WM | 10 | SW | NW |
| 37 | S | 2 | W | WM | 10 | SE | NW |
| 37 | S | 2 | W | WM | 10 | NE | SW |
| 37 | S | 2 | W | WM | 10 | NW | SW |
| 37 | S | 2 | W | WM | 10 | SW | SW |
| 37 | S | 2 | W | WM | 10 | SE | SW |
| 37 | S | 2 | W | WM | 10 | NE | SE |
| 37 | S | 2 | W | WM | 10 | NW | SE |
| 37 | S | 2 | W | WM | 10 | SW | SE |

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 37 | S | 2 | W | WM | 10 | SE | SE |
| 37 | S | 2 | W | WM | 11 | NE | NE |
| 37 | S | 2 | W | WM | 11 | NW | NE |
| 37 | S | 2 | W | WM | 11 | SW | NE |
| 37 | S | 2 | W | WM | 11 | SE | NE |
| 37 | S | 2 | W | WM | 11 | NE | NW |
| 37 | S | 2 | W | WM | 11 | NW | NW |
| 37 | S | 2 | W | WM | 11 | SW | NW |
| 37 | S | 2 | W | WM | 11 | SE | NW |
| 37 | S | 2 | W | WM | 11 | NE | SW |
| 37 | S | 2 | W | WM | 11 | NW | SW |
| 37 | S | 2 | W | WM | 11 | SW | SW |
| 37 | S | 2 | W | WM | 11 | SE | SW |
| 37 | S | 2 | W | WM | 11 | NE | SE |
| 37 | S | 2 | W | WM | 11 | NW | SE |
| 37 | S | 2 | W | WM | 11 | SW | SE |
| 37 | S | 2 | W | WM | 11 | SE | SE |
| 37 | S | 2 | W | WM | 12 | NE | NW |
| 37 | S | 2 | W | WM | 12 | NW | NW |
| 37 | S | 2 | W | WM | 12 | SW | NW |
| 37 | S | 2 | W | WM | 12 | SE | NW |
| 37 | S | 2 | W | WM | 12 | NE | SW |
| 37 | S | 2 | W | WM | 12 | NW | SW |
| 37 | S | 2 | W | WM | 12 | SW | SW |
| 37 | S | 2 | W | WM | 12 | SE | SW |

14. Notice of the application for transfer was published on October 16, 2007, pursuant to ORS 540.520 and OAR 690-380-4000. The Bureau of Reclamation submitted comments regarding the proposal to transfer Certificate 80576. Water Right Certificate 80576 has been subsequently withdrawn from Transfer Application T-10465.

15. The City of Central Point will be the recipient of the transferred water rights. The City will be responsible for completion of the proposed changes after the final order is issued.

16. The Oregon Department of Fish and Wildlife (ODFW) has determined that an adequate fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. The diversion may be eligible for screening cost share funds. However, funds may not be currently available.

17. Because of the absence of adequate fish screens at the proposed additional point of diversion, ODFW has suggested the following conditions be included in Transfer Application T-10465:

    A. The water user may withdraw water at the new point of diversion without adequate fish screening or by-pass device for one continuous four hour period between September 1 and October 1, 2009, for the purposes of proving up Transfer Application T-10465. After October 1, 2009, no further diversion of water will be allowed until adequate fish screening and/or by-pass devices have been installed and approved by ODFW. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

    B. If a claim of beneficial use is submitted prior to installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require that the water rights be leased instream prior to diversion of any water.

    C. If a claim of beneficial use is submitted after the installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require operation and maintenance of the fish screen consistent with ODFW standards.

18. On March 26, 2008, the Department received a letter from Talent Irrigation District stating that the acreage proposed for transfer is not able to receive water from the sources listed under Permit S-25915. The permit will not be proved up on the lands included in this transfer application.

19. On April 15, 2008, the Department received a letter from Medford Irrigation District (MID) stating that MID consents to the transfer of the water rights to the City of Central Point proposed in Transfer Application T-10465.

20. On April 1, 2009, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10465 to the applicant. The cover letter for the draft Preliminary Determination pointed out Findings 17 and 23 and Conditions 5,6,7,and 10. The cover letter also set forth a deadline of May 1, 2009, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination.

21. On April 29, 2009, the Department issued a preliminary determination proposing to approve Transfer T-10465 and mailed a copy to the applicant. Additionally, notice of the preliminary determination for the transfer application was published on the Department's weekly notice on May 5, 2009, and in the Medford Mail Tribune on May 14, 21 and 28, 2009, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notices.

*Transfer Review Criteria [OAR 690-380-4010(2)]*

22. Water has been used within the five years prior to the date the transfer was filed according to the terms and conditions of the right, and no evidence is available that would demonstrate that the right is subject to forfeiture under ORS 540.610.

23. Diversion structures and ditches sufficient to use the full amount of water allowed under the existing rights are present.

24. The proposed change in character of use would not result in enlargement of the rights, provided:

    A. The rate of diversion for municipal use under the right evidenced by Certificate 80566 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 51.8 acre feet during the time period of April 1 to October 1.

    B. The rate of diversion for municipal use under the right evidenced by Certificate 80567 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 53.2 acre feet during the time period of April 1 to October 1.

    C. The rate of diversion for municipal use under the right evidenced by Certificate 80569 for primary irrigation and Certificates 80571 and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.50 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 342.6 acre feet during the time period of April 1 to October 1.

25. The proposed changes, as conditioned, would not result in injury to other water rights.

**Conclusions of Law**

The proposed additional point of diversion, change in character of use and place of use proposed in Transfer Application T-10465 are consistent with the requirements of ORS 540.505 to 540.580, and OAR 690-380-5000.

**Now, therefore, it is ORDERED:**

1. The additional point of diversion, change in character of use and places of use proposed in Transfer Application T-10465 are approved.

2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 80566, 80567, 80569, 80571, and 80574 and any related decree.

3. Certificates 80566, 80567, 80569, 80571, and 80574 are cancelled. New certificates will be issued describing the portions of the rights not affected by this transfer.

4. The quantity of water diverted at the proposed additional point of diversion, together with that diverted at the old points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.

5. The rate of diversion for municipal use under the rights evidenced by Certificate 80566 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 51.8 acre feet during the time period of April 1 to October 1.

6. The rate of diversion for municipal use under the right evidenced by Certificate 80567 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 53.2 acre feet during the time period of April 1 to October 1.

7. The rate of diversion for municipal use under the right evidenced by Certificate 80569 for primary irrigation and Certificates 80571 and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.50 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 342.6 acre feet during the time period of April 1 to October 1.

8. The former places of use of the transferred water shall no longer receive water for irrigation as part of these rights.

9. Prior to diverting water, the water user shall install and maintain a 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.

10. Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required fish screening and/or by-pass device meets ODFW's criteria. The water user may withdraw water at the new point of diversion without adequate fish screening or by-pass device for one continuous four hour period between September 1 and October 1, 2009, for the purposes of proving up Transfer Application T-10465. After October 1, 2009, no further diversion of water will be allowed until adequate fish screening and/or by-pass devices have been installed and approved by ODFW. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

11. The approved changes associated with Transfer T-10465 shall be completed and full beneficial use of the water shall be made on or before October 1, 2014. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.

12. If a claim of beneficial use is submitted prior to installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require that the water rights be leased instream prior to diversion of any water.

13. If a claim of beneficial use is submitted after the installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require operation and maintenance of the fish screen consistent with ODFW standards.

Dated at Salem, Oregon this 29th day of June 2009.

Phillip C. Ward, Director for

*Mailing Date:* JUL 14 2009

# Water Right Transfer Application Map

## From

## T 37 S, R 1 W, Sec 5, W.M. Tax lots 600 & 900

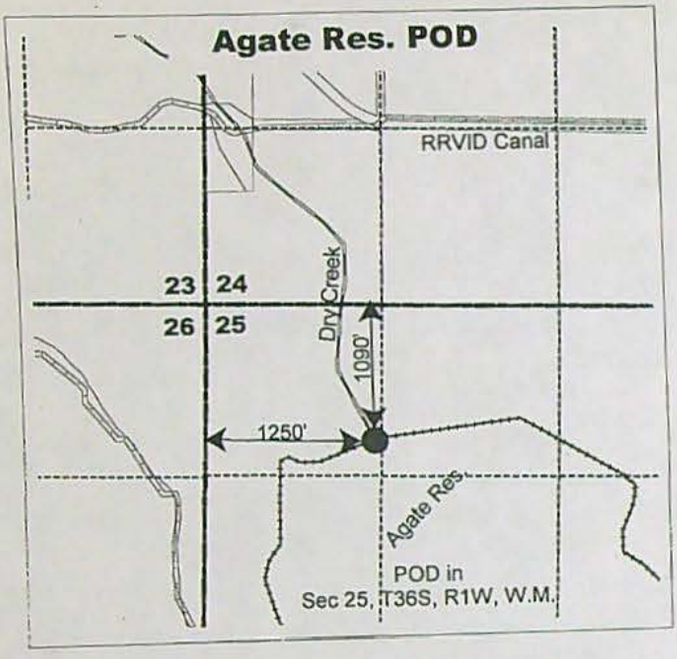
COPY

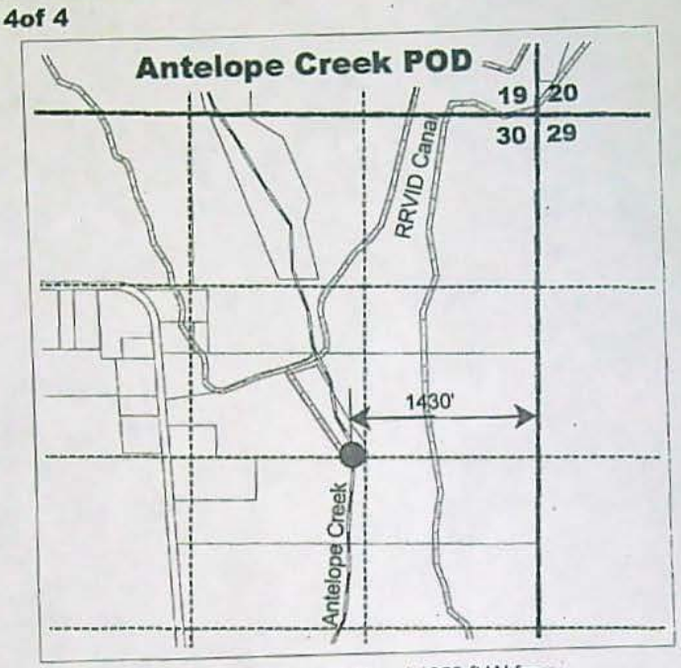
## To

## City of Central Point

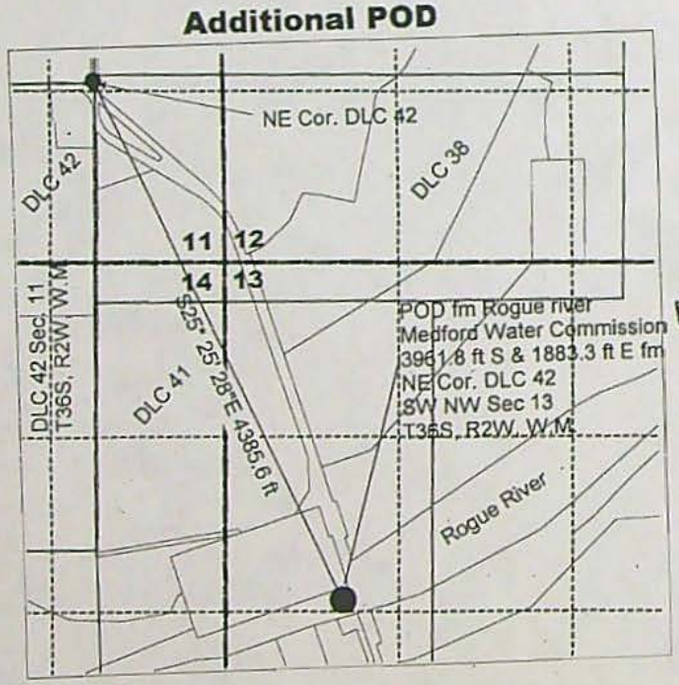
### Map of Point of Diversion

### Map 4of 4




Note: Cert. lists POD as 770 ft N and 1650 ft W from E 1/4 Cor. That location is where the Canal corsses Antelope Cr. The actual location of POD is as listed here.




Certified Water Right Examiner
345
Herbert A. Farber
November 19, 1987
STATE OF OREGON

RENEWAL DATE 12-31-07

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SALEM, OREGON

**Note: This map is not to be used for property line location. It is for water right proposes only.**

**Scale all maps**
**1" = 1320'**

FARBER SURVEYING
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Email hafarber@charter.net

Farber & Sons, Inc.
431 Oak Street
Central Point, Oregon

Tax ID; 93-1057173

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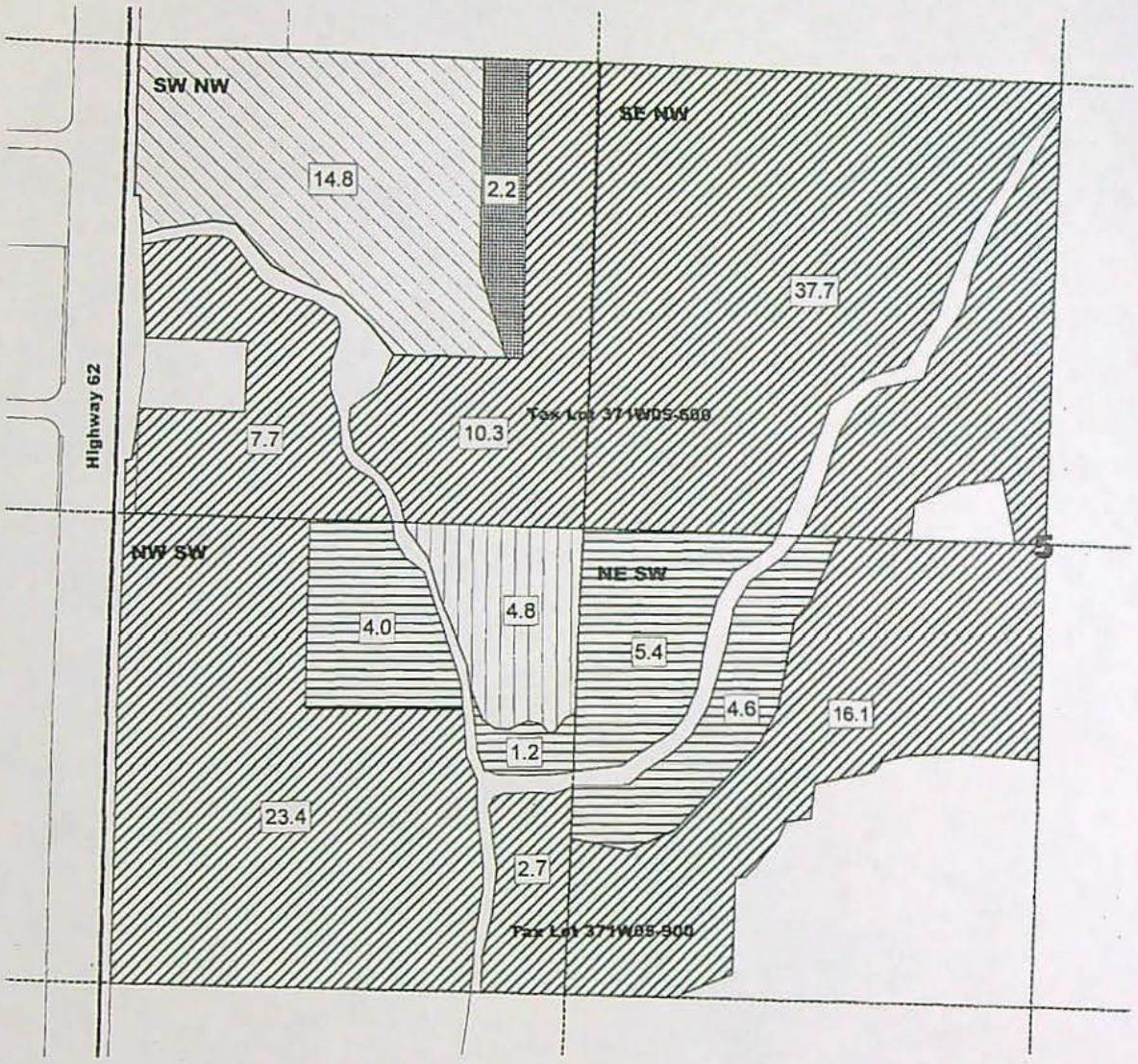
# Water Right Transfer Application Map
## From
## T 37 S, R 1 W, Sec 5, W.M. Tax lots 600 & 900
## To
## City of Central Point

**Map of primary water rights**
**Map 1 of 4**




Legend

- Cert 80566 remaining
- Cert 80566 to be transferred
- Cert 80567 remaining
- Cert 80567 to be transferred
- Cert 80569 primary transferred
- Section Line
- Quarter quarter line

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November 19, 1987
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RENEWAL DATE 12-31-07

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Scale 1" = 400'


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# Water Right Transfer Application Map

From

## T 37 S, R 1 W, Sec 5, W.M. Tax lots 600 & 900

To

City of Central Point

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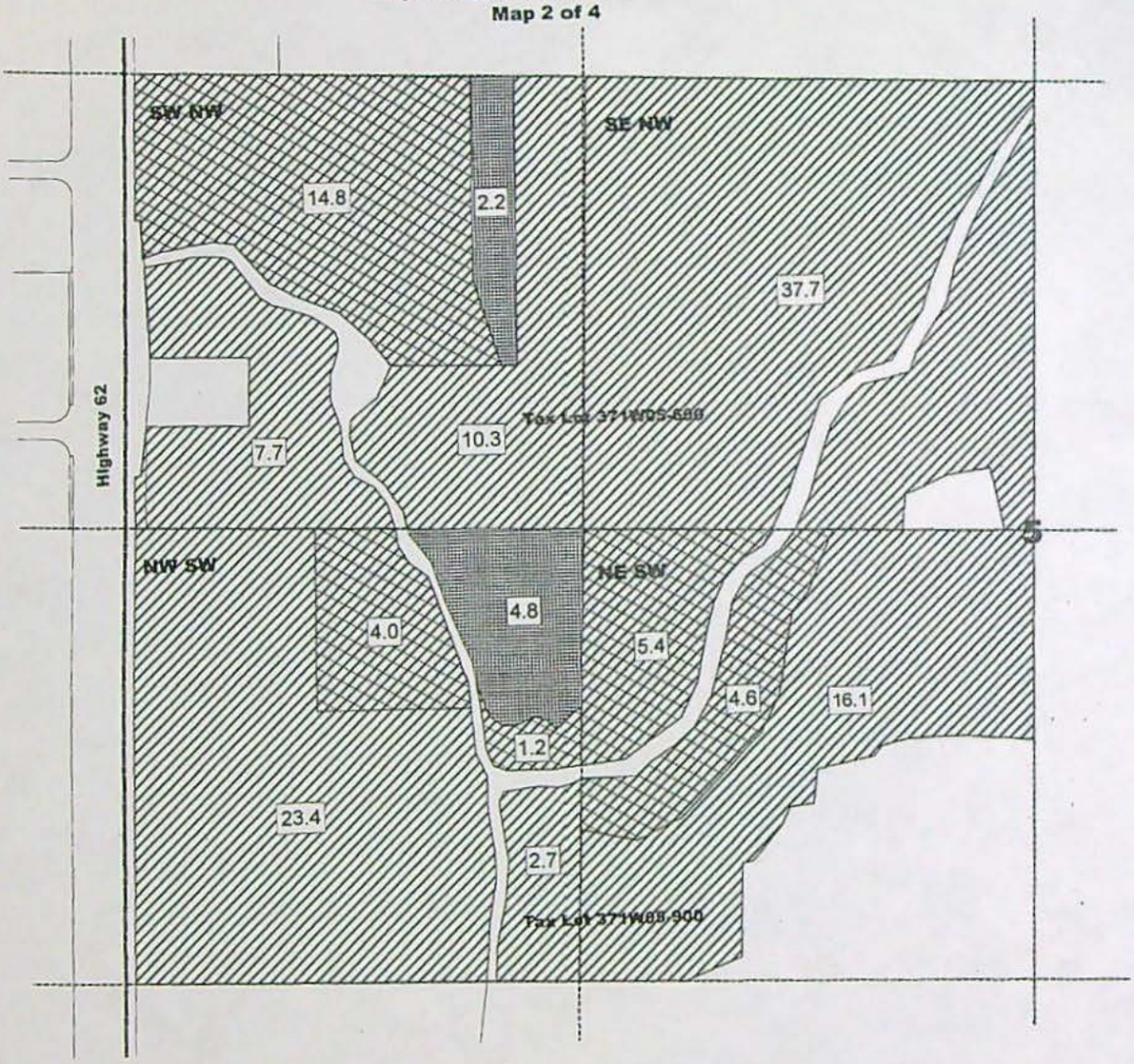
Map of supplemental water rights
Map 2 of 4

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RENEWAL DATE 12-31-07

Legend

- Cert 80569 Supp to be transferred
- Supp Cert 80569, 80571, 80574 & 80576 remaining
- Supp Cert 80571, 80574 & 80576 to be transferred
- Section Line
- Quarter quarter line

Scale 1" = 400'

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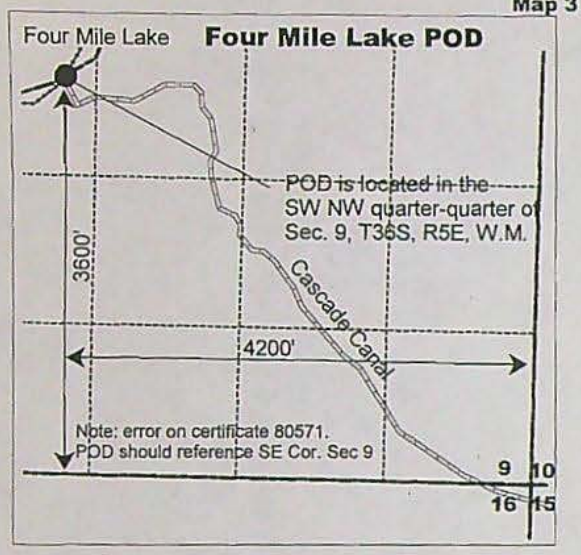
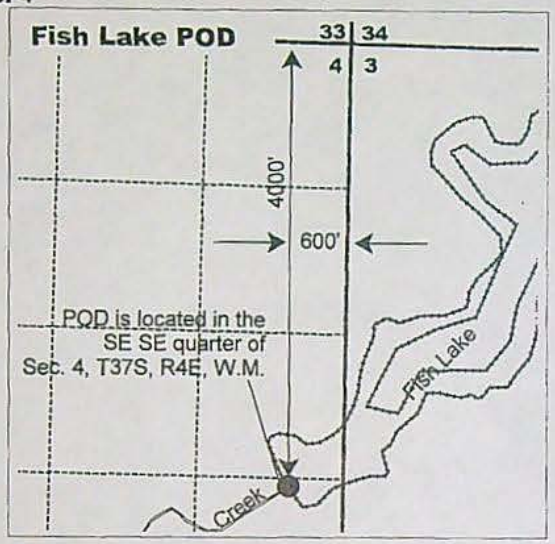
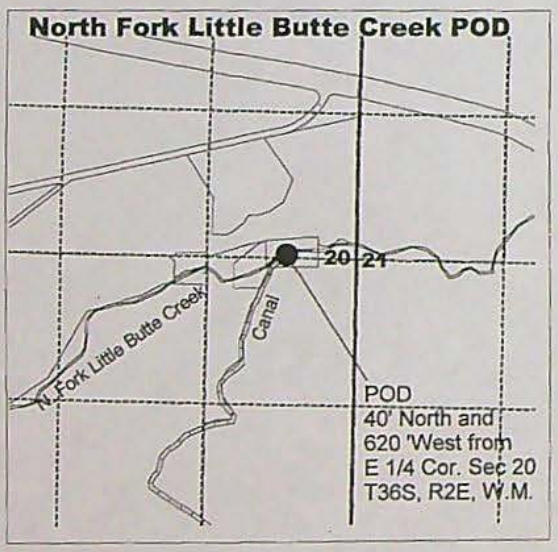
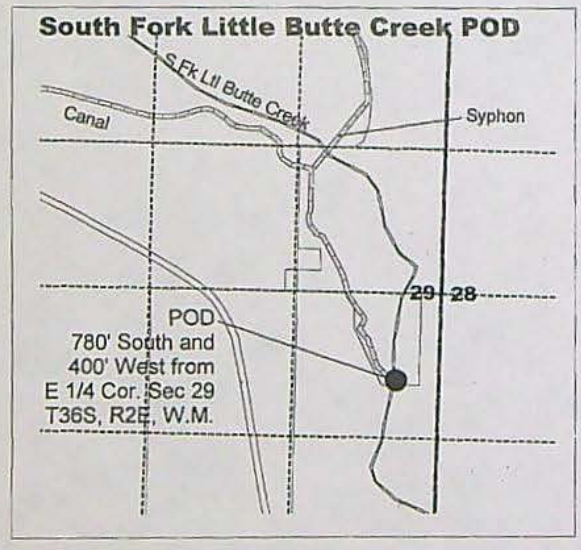
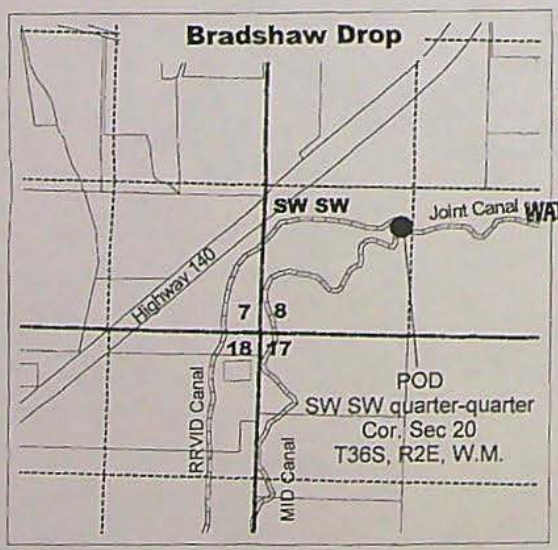
# Water Right Transfer Application Map
## From
# T 37 S, R 1 W, Sec 5, W.M. Tax lots 600 & 900
## To
## City of Central Point
### Map of Point of Diversion
### Map 3 of 4

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RENEWAL DATE 12-31-07

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**Scale all maps 1" = 1320'**

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**Water Right Transfer Application Map**

**From**

**T 37 S, R 1 W, Sec 5, W.M. Tax lots 600 & 900**

**To**

**City of Central Point**

**For Municipal Use**

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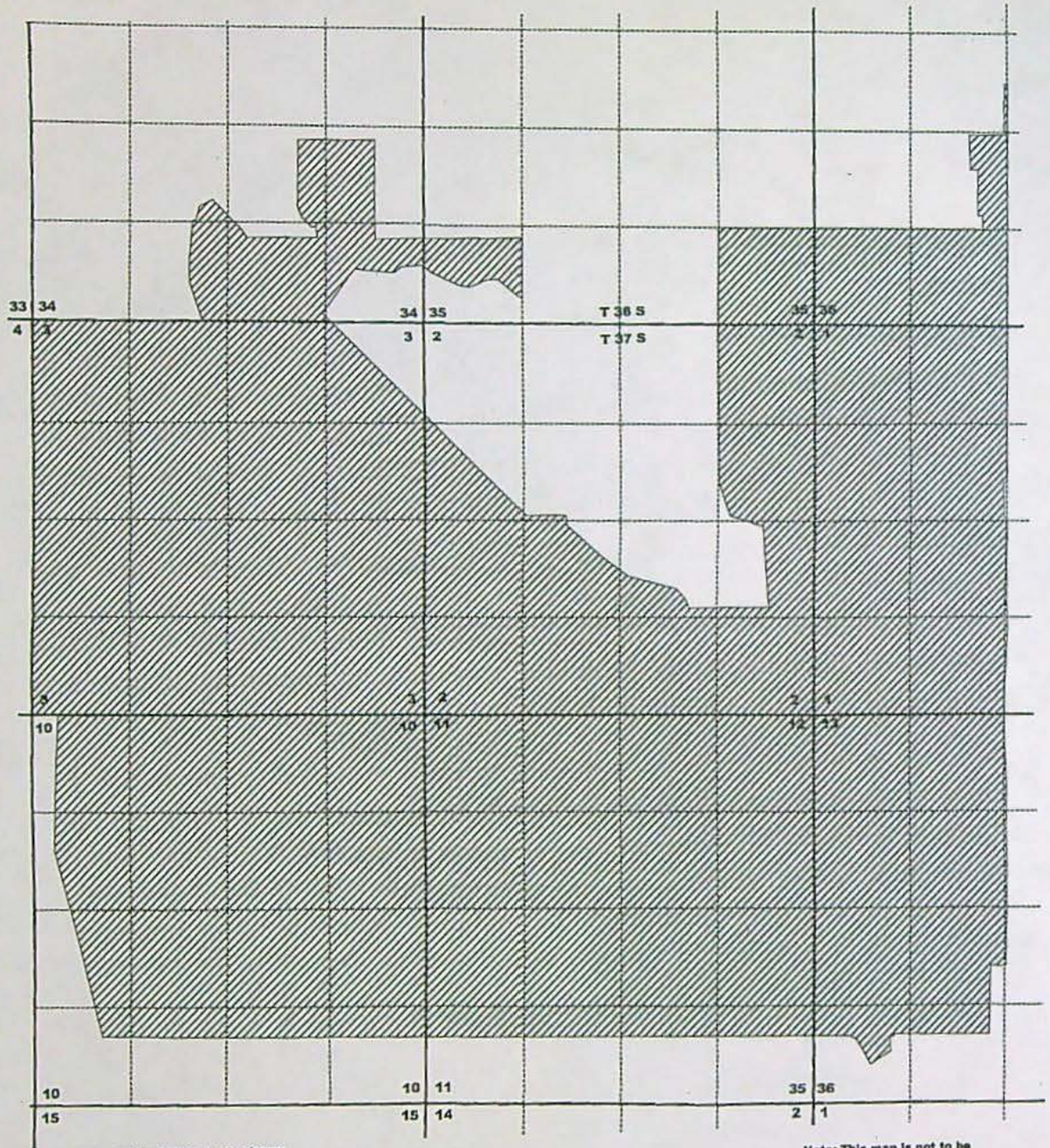


**Note: Point of Diversion is shown on attached maps 2 through 4 of 4. The water will use the existing system of the City of Central Point for transmission and distrubution.**

**Note: This map is not to be used for property line location. It is for water right proposes only.**

1 10465

**Legend**

- Area of Municipal coverage
- Section Line
- Quarter quarter line

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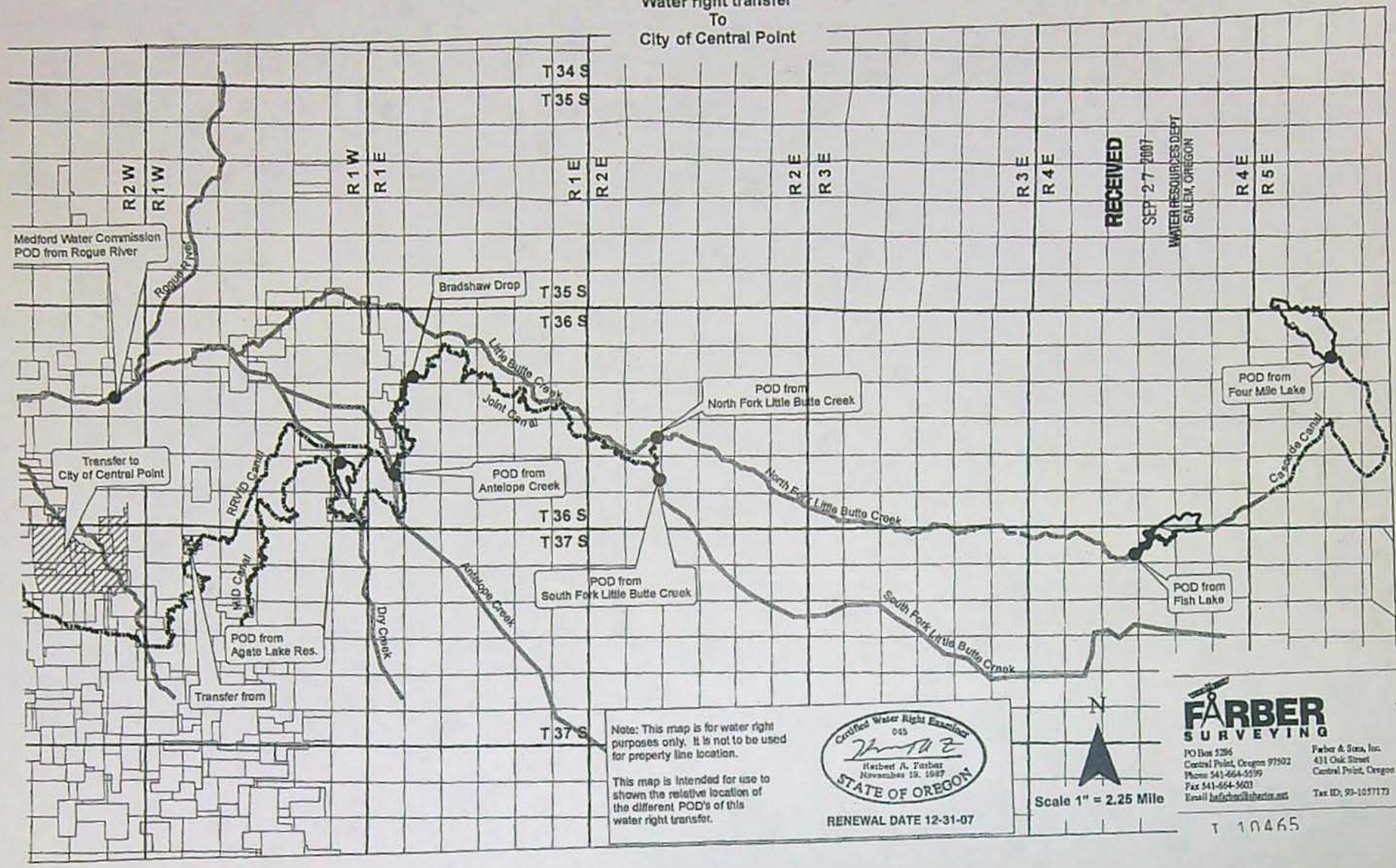
# Vacinity Map
## Water right transfer
## To
## City of Central Point




Note: This map is for water right purposes only. It is not to be used for property line location.

This map is Intended for use to shown the relative location of the different POD's of this water right transfer.

Certified Water Right Examiner
045
Herbert A. Farber
November 19, 1987
STATE OF OREGON

RENEWAL DATE 12-31-07

N

Scale 1" = 2.25 Mile

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WATER RESOURCES DEPT
SALEM, OREGON


FARBER SURVEYING
PO Box 5296
Central Point, Oregon 97502
Phone 541-664-3599
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Email hafarber@charter.net

Farber & Sons, Inc.
431 Oak Street
Central Point, Oregon

Tax ID, 93-1057173


T 10465

# STATE OF OREGON
# COUNTY OF JACKSON
# CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of

NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries of LITTLE BUTTE CREEK for PRIMARY IRRIGATION OF 219 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Jackson County, said decree entered of record at Salem in the Order Record of the State Engineer in Volume 14 Page 498. The date of priority is SEPTEMBER 14, 1899. This right is limited to 1.56 CUBIC FEET PER SECOND (CFS), or its equivalent in case of rotation, measured at the head of the ditch or the point where the same leaves the natural stream, from April 1st to October 1st of each year.

The points of diversion are located at:
NORTH FORK: 40 FEET NORTH AND 620 FEET WEST FROM E 1/4 CORNER OF SECTION 20, being within the SE ¼ NE ¼ of Section 20, Township 36 South, Range 2 East, W.M.,

SOUTH FORK: 780 FEET SOUTH AND 400 FEET WEST FROM E 1/4 CORNER OF SECTION 29, being within the NE ¼ SE ¼ of Section 29, Township 36 South, Range 2 East, W.M.

A description of the place of use to which this right is appurtenant is as follows:

| | |
|---|---|
| SE ¼ NW ¼ | 20.0 ACRES |
| SECTION 18 | |
| SW ¼ NW ¼ | 4.6 ACRES |
| NW ¼ SW ¼ | 25.4 ACRES |
| SECTION 19 | |

TOWNSHIP 36 SOUTH, RANGE 1 EAST, W.M.

80566

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

| | | |
|---|---|---|
| NE ¼ | SW ¼ | 20.4 ACRES |
| NW ¼ | SW ¼ | 2.0 ACRES |
| SW ¼ | SW ¼ | 11.2 ACRES |
| SE ¼ | SW ¼ | 28.8 ACRES |
| | SECTION 22 | |
| SE ¼ | SW ¼ | 15.4 ACRES |
| | SECTION 29 | |
| NW ¼ | SE ¼ | 11.0 ACRES |
| SW ¼ | SE ¼ | 7.6 ACRES |
| SE ¼ | SE ¼ | 4.7 ACRES |
| | SECTION 30 | |
| NW ¼ | NE ¼ | 19.0 ACRES |
| NE ¼ | NW ¼ | 10.6 ACRES |
| | SECTION 32 | |

TOWNSHIP 36 SOUTH, RANGE 1 WEST, W.M.

| | | |
|---|---|---|
| SW ¼ | NW ¼ | 17.0 ACRES |
| | SECTION 5 | |
| NW ¼ | SW ¼ | 9.6 ACRES |
| | SECTION 6 | |

TOWNSHIP 37 SOUTH, RANGE 1 WEST, W.M.

| | | |
|---|---|---|
| NW ¼ | SW ¼ | 6.1 ACRES |
| SW ¼ | SW ¼ | 5.6 ACRES |
| | SECTION 4 | |

TOWNSHIP 37 SOUTH, RANGE 2 WEST, W.M.

And said right shall be subject to all other conditions and limitations contained to said decree. 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.

This certificate is issued to confirm a change in place of use authorized by an order of the Water Resources Director approving Transfer H-134 as recorded in Special Order Volume 12 Page 313, and together with Certificates 80567 and 80568 supersedes Certificate 17213 State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director,

affixed January 28, 2004.

Dwight Fraal for
Paul R. Cleary

Recorded in State Record of Water Right Certificates numbered 80566.

# STATE OF OREGON
# COUNTY OF JACKSON
# CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MEDFORD IRRIGATION DISTRICT
1340 MEYERS LANE
MEDFORD, OREGON 97501

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of

NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries of LITTLE BUTTE CREEK for PRIMARY IRRIGATION OF 1141.7 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Jackson County, said decree entered of record at Salem in the Order Record of the State Engineer in Volume 14 Page 498. The date of priority is SEPTEMBER 14, 1899. This right is limited to 8.15 CUBIC FEET PER SECOND (CFS), or its equivalent in case of rotation, measured at the head of the ditch or the point where the same leaves the natural stream, from April 1st to October 1st of each year.

The points of diversion are located at:
NORTH FORK: 40 FEET NORTH AND 620 FEET WEST FROM E 1/4 CORNER OF SECTION 20, being within the SE ¼ NE ¼ of Section 20, Township 36 South, Range 2 East, W.M.,

SOUTH FORK: 780 FEET SOUTH AND 400 FEET WEST FROM E 1/4 CORNER OF SECTION 29, being within the NE ¼ SE ¼ of Section 29, Township 36 South, Range 2 East, W.M.

A description of the place of use to which this right is appurtenant is as follows:

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

80567

NE ¼ SW ¼ 2.0 ACRES
SECTION 14
NE ¼ NE ¼ 10.0 ACRES
SECTION 15
SE ¼ NE ¼ 20.0 ACRES
SECTION 18
SW ¼ NE ¼ 3.0 ACRES
NW ¼ SE ¼ 7.0 ACRES
SECTION 19
NW ¼ NE ¼ 10.0 ACRES
SECTION 30

TOWNSHIP 36 SOUTH, RANGE 1 EAST, W.M.

NE ¼ NE ¼ 18.0 ACRES
SECTION 30

TOWNSHIP 36 SOUTH, RANGE 2 EAST, W.M.

NE ¼ SE ¼ 6.0 ACRES
SECTION 8
NW ¼ SW ¼ 4.0 ACRES
SECTION 9
SE ¼ SE ¼ 20.0 ACRES
SECTION 13
NW ¼ NE ¼ 10.0 ACRES
SECTION 16
SE ¼ SE ¼ 15.6 ACRES
SECTION 20
SW ¼ SW ¼ 1 10.0 ACRES
SECTION 21
NE ¼ SW ¼ 5.0 ACRES
NW ¼ SE ¼ 8.0 ACRES
SECTION 23
NE ¼ NW ¼ 25.3 ACRES
NW ¼ NW ¼ 16.76 ACRES
NE ¼ SW ¼ 21.0 ACRES
NW ¼ SW ¼ 15.0 ACRES
SW ¼ SW ¼ 20.0 ACRES
SE ¼ SW ¼ 20.0 ACRES
SECTION 29
NE ¼ NE ¼ 8.0 ACRES
NW ¼ NE ¼ 8.0 ACRES
SW ¼ NE ¼ 10.0 ACRES
NE ¼ SW ¼ 10.0 ACRES
SECTION 30
SE ¼ SW ¼ 15.0 ACRES
SECTION 32
NE ¼ NE ¼ 5.0 ACRES
NW ¼ NE ¼ 38.0 ACRES
SW ¼ NE ¼ 31.0 ACRES
SE ¼ SW ¼ 10.0 ACRES
SECTION 33

TOWNSHIP 36 SOUTH, RANGE 1 WEST, W.M.

NE ¼ SW ¼ 5.0 ACRES
SE ¼ SW ¼ 15.0 ACRES
SECTION 14
NW ¼ NE ¼ 10.0 ACRES
SECTION 21
NE ¼ NW ¼ 10.0 ACRES
NE ¼ SE ¼ 40.0 ACRES
SECTION 22
NW ¼ SW ¼ 10.0 ACRES
SE ¼ SW ¼ 10.0 ACRES
NE ¼ SE ¼ 20.0 ACRES
NW ¼ SE ¼ 20.0 ACRES
SW ¼ SE ¼ 10.0 ACRES
SECTION 24
SE ¼ NE ¼ 10.0 ACRES
NE ¼ NW ¼ 10.0 ACRES
NE ¼ SW ¼ 10.0 ACRES
NE ¼ SE ¼ 5.0 ACRES
NW ¼ SE ¼ 5.0 ACRES
SECTION 25
NE ¼ SW ¼ 40.0 ACRES
SW ¼ SW ¼ 3.0 ACRES
SECTION 26
SE ¼ SE ¼ 7.0 ACRES
SECTION 27
NW ¼ NW ¼ 10.0 ACRES
SW ¼ NW ¼ 10.0 ACRES
NE ¼ SW ¼ 10.0 ACRES
NW ¼ SE ¼ 10.0 ACRES
SW ¼ SE ¼ 10.0 ACRES
SECTION 35

TOWNSHIP 36 SOUTH, RANGE 2 WEST, W.M. 80567

| | | | | | |
|---|---|---|---|---|---|
| NW ¼ NE ¼ | 10.0 | ACRES | SE ¼ NE ¼ | 10.0 | ACRES |
| NE ¼ NW ¼ | 8.0 | ACRES | SECTION 7 | | |
| NW ¼ NW ¼ | 2.0 | ACRES | NW ¼ NW ¼ | 10.0 | ACRES |
| NE ¼ SW ¼ | 10.0 | ACRES | SW ¼ NW ¼ | 5.0 | ACRES |
| NW ¼ SW ¼ | 10.0 | ACRES | SE ¼ NW ¼ | 25.0 | ACRES |
| SECTION 5 | | | SECTION 18 | | |
| SE ¼ NE ¼ | 10.0 | ACRES | NW ¼ NW ¼ | 10.0 | ACRES |
| NE ¼ SE ¼ | 20.0 | ACRES | SECTION 19 | | |
| SECTION 6 | | | | | |

TOWNSHIP 37 SOUTH, RANGE 1 WEST, W.M.

| | | | | | |
|---|---|---|---|---|---|
| NW ¼ NW ¼ | 10.0 | ACRES | NW ¼ NE ¼ | 27.0 | ACRES |
| SE ¼ NW ¼ | 10.0 | ACRES | NE ¼ NW ¼ | 3.0 | ACRES |
| NW ¼ SW ¼ | 19.0 | ACRES | SW ¼ SW ¼ | 10.0 | ACRES |
| SE ¼ SW ¼ | 10.0 | ACRES | SECTION 12 | | |
| SW ¼ SE ¼ | 10.0 | ACRES | NE ¼ NW ¼ | 10.0 | ACRES |
| SECTION 1 | | | NW ¼ SE ¼ | 10.0 | ACRES |
| NE ¼ NE ¼ | 5.0 | ACRES | SW ¼ SE ¼ | 5.0 | ACRES |
| NE ¼ SE ¼ | 1.0 | ACRES | SE ¼ SE ¼ | 10.0 | ACRES |
| SECTION 2 | | | SECTION 13 | | |
| SW ¼ NE ¼ | 12.0 | ACRES | NW ¼ NE ¼ | 10.0 | ACRES |
| SW ¼ NW ¼ | 25.0 | ACRES | SE ¼ NE ¼ | 10.0 | ACRES |
| SE ¼ NW ¼ | 25.0 | ACRES | SECTION 14 | | |
| NE ¼ SW ¼ | 40.0 | ACRES | NE ¼ NE ¼ | 10.0 | ACRES |
| NW ¼ SW ¼ | 10.0 | ACRES | SECTION 24 | | |
| SE ¼ SW ¼ | 17.0 | ACRES | | | |
| NW ¼ SE ¼ | 18.0 | ACRES | | | |
| SW ¼ SE ¼ | 3.0 | ACRES | | | |
| SECTION 11 | | | | | |

TOWNSHIP 37 SOUTH, RANGE 2 WEST, W.M.

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

This certificate describes that portion of the water right certificate 17213 State Record of Water Rights, NOT modified by an order of the Director entered on February 15, 1963, and recorded in Special Order Volume 12, Page 313 approving Transfer H-134.

80567

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director,

affixed January 28, 2004.

Dwight Stroal for
Paul. R. Cleary

Recorded in State Record of Water Right Certificates numbered 80567.

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of

NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries of LITTLE BUTTE CREEK for PRIMARY IRRIGATION OF 9048.2 ACRES AND SUPPLEMENTAL IRRIGATION OF 705.2 ACRES.

This right was perfected under Permit E-19. The date of priority is July 23, 1909. This right is limited to 50 CUBIC FEET PER SECOND (CFS) INTO HOPKINS CANAL AT BRADSHAW DROP, or its equivalent in case of rotation, measured at the point of diversion from the source.

This certificate, together with certificate numbered 80570 for irrigation within the Medford Irrigation District, confirms all water rights perfected under permit E-19. Total diversions through the Main Canal from North Fork and South Fork of Little Butte Creek shall not exceed 140 CFS at any one time, being 50 CFS for Rogue River Valley Irrigation District and 90 CFS for Medford Irrigation District. Total diversions from North Fork Little Butte Creek shall not exceed 125 CFS at any one time. Total diversions from South Fork Little Butte Creek shall not exceed 100 CFS at any one time.

The points of diversion are located:
NORTH FORK LITTLE BUTTE CREEK: 40 FEET NORTH AND 620 FEET WEST FROM E 1/4 CORNER OF SECTION 20, being within the SE¼ NE¼ of Section 20, Township 36 South, Range 2 East, W.M.,

SOUTH FORK LITTLE BUTTE CREEK: 780 FEET SOUTH AND 400 FEET WEST FROM E 1/4 CORNER OF SECTION 29, being within the NE¼ SE¼ of Section 29, Township 36 South, Range 2 East, W.M.

BRADSHAW DROP: SW¼ SW¼, SECTION 8, TOWNSHIP 36 SOUTH, RANGE 1 EAST, W.M.,

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.



T-10465

L-766 I-759 I-767

The amount of water used for irrigation is limited to a diversion of ONE-HUNDREDTH 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 to which this right is appurtenant is as follows:

| | | Primary Acres | Supplemental Acres |
|---|---|---|---|
| | NW¼ NE¼ | 12.1 | |
| | SW¼ NE¼ | 17.8 | |
| | NE¼ NW¼ | 5.8 | |
| | NE¼ SE¼ | 6.7 | |
| | NW¼ SE¼ | 8.2 | |
| | SE¼ SE¼ | 6.3 | |
| | SECTION 7 | | |
| | NE¼ NE¼ | 25.0 | |
| | NW¼ NE¼ | 17.9 | |
| | SW¼ NE¼ | 35.5 | |
| S | SE¼ NE¼ | 2.9 | 20.0 |
| | SW¼ NW¼ | 0.5 | |
| S | SE¼ NW¼ | 5.7 | 20.0 |
| | NE¼ SW¼ | 36.6 | |
| | NW¼ SW¼ | 23.6 | |
| | SW¼ SW¼ | 18.9 | |
| | SE¼ SW¼ | 39.9 | |
| | NE¼ SE¼ | 3.0 | |
| | NW¼ SE¼ | 38.0 | |
| | SW¼ SE¼ | 24.4 | |
| | SECTION 18 | | |
| | NW¼ NE¼ | 29.8 | |
| S | SW¼ NE¼ | 38.5 | |
| | SE¼ NE¼ | 33.6 | |
| | NE¼ NW¼ | 39.9 | |
| | NW¼ NW¼ | 25.9 | |
| S | SW¼ NW¼ | 14.4 | 4.6 |
| | SE¼ NW¼ | 37.6 | |
| | NE¼ SW¼ | 33.3 | |
| S | NW¼ SW¼ | 9.5 | 25.4 |
| | SE¼ SW¼ | 19.7 | |
| | NE¼ SE¼ | 34.7 | |
| S | NW¼ SE¼ | 20.0 | 18.0 |
| S | SW¼ SE¼ | 24.0 | 14.0 |
| | SE¼ SE¼ | 28.2 | |
| | SECTION 19 | | |

Township 36 South, Range 1 East, W.M.

| | | | |
|---|---|---|---|
| | SW¼ NW¼ | 6.3 | |
| | NW¼ SW¼ | 20.0 | |
| | SECTION 20 | | |
| | NE¼ NE¼ | 4.3 | |
| S | NW¼ NE¼ | 22.9 | 10.0 |
| | SW¼ NE¼ | 13.6 | |
| | NE¼ NW¼ | 11.1 | |
| | SECTION 30 | | |
| | Township 36 South, Range 1 East, W.M. | | |
| | SW¼ NE¼ | 32.0 | |
| | SE¼ NE¼ | 29.1 | |
| | NE¼ SW¼ | 7.9 | |
| S | NE¼ SE¼ | 35.2 | |
| | NW¼ SE¼ | 20.9 | |
| | SE¼ SE¼ | 8.9 | |
| | SECTION 8 | | |
| | NE¼ SW¼ | 19.0 | |
| S | NW¼ SW¼ | 32.3 | |
| | SW¼ SW¼ | 17.1 | |
| | SE¼ SW¼ | 5.1 | |
| | NE¼ SE¼ | 5.4 | |
| | NW¼ SE¼ | 1.2 | |
| | SW¼ SE¼ | 9.6 | |
| | SE¼ SE¼ | 28.7 | |
| | SECTION 9 | | |
| | SW¼ SW¼ | 10.9 | |
| | SE¼ SW¼ | 22.8 | |
| | SW¼ SE¼ | 10.1 | |
| | SECTION 10 | | |
| | SW¼ NE¼ | 2.5 | |
| | SE¼ NW¼ | 2.6 | |
| | NE¼ SW¼ | 8.4 | |
| | SW¼ SW¼ | 12.5 | |
| | NE¼ SE¼ | 9.0 | |
| | NW¼ SE¼ | 6.5 | |
| S | SE¼ SE¼ | 9.8 | 20.0 |
| | SECTION 13 | | |
| | SW¼ NE¼ | 3.4 | |
| | SW¼ NW¼ | 18.4 | |
| | NE¼ SW¼ | 17.5 | |
| | NW¼ SW¼ | 13.9 | |
| | SE¼ SW¼ | 0.2 | |
| | NE¼ SE¼ | 24.1 | |
| | NW¼ SE¼ | 5.7 | |
| | SW¼ SE¼ | 6.2 | |
| | SE¼ SE¼ | 3.3 | |
| | SECTION 14 | | |
| | Township 36 South, Range 1 West, W.M. | | |

| | | |
|---|---|---|
| NW¼ NE¼ | 22.9 | |
| SW¼ NE¼ | 9.5 | |
| SE¼ NE¼ | 30.8 | |
| NE¼ NW¼ | 23.3 | |
| NW¼ NW¼ | 19.5 | |
| SW¼ NW¼ | 3.9 | |
| SE¼ NW¼ | 24.8 | |
| NE¼ SW¼ | 2.3 | |
| NW¼ SW¼ | 5.2 | |
| NE¼ SE¼ | 27.0 | |
| NW¼ SE¼ | 7.2 | |
| SW¼ SE¼ | 2.1 | |
| SE¼ SE¼ | 34.6 | |
| SECTION 15 | | |
| SW¼ NE¼ | 19.3 | |
| SE¼ NE¼ | 14.0 | |
| SW¼ NW¼ | 2.3 | |
| SE¼ NW¼ | 3.7 | |
| NE¼ SE¼ | 3.7 | |
| NW¼ SE¼ | 0.6 | |
| SECTION 16 | | |
| SW¼ NE¼ | 18.4 | |
| SE¼ NE¼ | 0.1 | |
| NE¼ SE¼ | 1.9 | |
| NW¼ SE¼ | 14.5 | |
| SECTION 17 | | |
| NW¼ NW¼ | 1.5 | |
| SECTION 18 | | |
| SW¼ SW¼ | 5.8 | |
| SE¼ SW¼ | 0.4 | |
| SW¼ SE¼ | 0.1 | |
| SE¼ SE¼ | 6.3 | |
| SECTION 19 | | |
| SW¼ SW¼ | 1.9 | |
| SE¼ SW¼ | 0.2 | |
| SECTION 20 | | |
| Hoover ponds county park | | |
| SECTION 21 | | |
| NE¼ NE¼ | 25.2 | |
| SW¼ NE¼ | 4.9 | |
| SE¼ NE¼ | 4.9 | |
| NE¼ SW¼ | | 20.4 |
| NW¼ SW¼ | | 2.0 |
| SW¼ SW¼ | | 11.2 |
| SE¼ SW¼ | | 28.8 |
| SECTION 22 | | |

Township 36 South, Range 1 West, W.M.

| | | | | |
|---|---|---|---|---|
| | | SW¼ NE¼ | 18.4 | |
| | | SE¼ NE¼ | 9.7 | |
| | | NW¼ NW¼ | 11.1 | |
| | | SW¼ NW¼ | 19.3 | |
| | | SE¼ NW¼ | 20.7 | |
| S | | NE¼ SW¼ | 2.0 | 5.0 |
| | | NE¼ SE¼ | 32.6 | |
| S | | NW¼ SE¼ | 20.0 | 8.0 |
| | | SECTION 23 | | |
| | | NE¼ NE¼ | 28.2 | |
| | | NW¼ NE¼ | 1.7 | |
| | | SW¼ NE¼ | 0.2 | |
| | | SE¼ NE¼ | 18.6 | |
| | | NW¼ SW¼ | 15.9 | |
| | | SECTION 24 | | |
| | | NW¼ NE¼ | 7.4 | |
| | | NE¼ NW¼ | 26.2 | |
| | | NW¼ NW¼ | 27.6 | |
| | | SW¼ NW¼ | 33.0 | |
| | | NW¼ SW¼ | 20.1 | |
| | | SECTION 27 | | |
| | | NE¼ NE¼ | 13.6 | |
| | | NW¼ NE¼ | 4.6 | |
| | | SE¼ NE¼ | 6.5 | |
| | | SW¼ NW¼ | 16.5 | |
| | | SE¼ NW¼ | 21.2 | |
| | | SW¼ SW¼ | 32.8 | |
| | | SE¼ SW¼ | 28.5 | |
| | | NE¼ SE¼ | 12.2 | |
| | | NW¼ SE¼ | 1.9 | |
| | | SW¼ SE¼ | 26.8 | |
| | | SE¼ SE¼ | 24.9 | |
| | | SECTION 28 | | |
| | | NE¼ NE¼ | 2.3 | |
| | | NW¼ NE¼ | 3.1 | |
| | | SW¼ NE¼ | 21.6 | |
| | | SE¼ NE¼ | 17.0 | |
| S | | NE¼ NW¼ | | 29.1 |
| S | | NW¼ NW¼ | | 13.9 |
| | | SW¼ NW¼ | 10.1 | |
| S | | SE¼ NW¼ | 9.2 | |
| S | | NE¼ SW¼ | 15.1 | 21.0 |
| S | | NW¼ SW¼ | 15.3 | 15.0 |
| S | | SW¼ SW¼ | 4.9 | 20.0 |
| S | | SE¼ SW¼ | 4.1 | 35.5 |
| | | SECTION 29 | | |

Township 36 South, Range 1 West, W.M.

| | | | |
|---|---|---|---|
| | NE¼ SE¼ | 1.2 | |
| | NW¼ SE¼ | 4.5 | |
| | SW¼ SE¼ | 38.9 | |
| | SE¼ SE¼ | 31.6 | |
| | SECTION 29 | | |
| S | NE¼ NE¼ | 12.3 | 8.0 |
| S | NW¼ NE¼ | 25.1 | 8.0 |
| S | SW¼ NE¼ | 10.3 | 10.0 |
| | NE¼ NW¼ | 18.1 | |
| | NW¼ NW¼ | 25.8 | |
| | SW¼ NW¼ | 10.0 | |
| | SE¼ NW¼ | 22.7 | |
| S | NE¼ SW¼ | 4.1 | 10.0 |
| | NW¼ SW¼ | 30.8 | |
| | SW¼ SW¼ | 39.7 | |
| | SE¼ SW¼ | 39.1 | |
| S | NW¼ SE¼ | 1.5 | 11.0 |
| S | SW¼ SE¼ | 20.3 | 7.6 |
| S | SE¼ SE¼ | 5.3 | 4.7 |
| | SECTION 30 | | |
| | NW¼ NE¼ | 1.4 | |
| | NW¼ NW¼ | 4.9 | |
| | SE¼ NW¼ | 4.5 | |
| | NE¼ SW¼ | 17.8 | |
| | NW¼ SW¼ | 5.9 | |
| | SW¼ SW¼ | 7.0 | |
| | SE¼ SW¼ | 29.9 | |
| | NW¼ SE¼ | 15.5 | |
| | SECTION 31 | | |
| | NE¼ NE¼ | 37.7 | |
| S | NW¼ NE¼ | 20.8 | 19.0 |
| | SW¼ NE¼ | 39.6 | |
| | SE¼ NE¼ | 29.7 | |
| S | NE¼ NW¼ | 27.5 | 10.6 |
| | NW¼ NW¼ | 27.9 | |
| | SW¼ NW¼ | 25.5 | |
| | SE¼ NW¼ | 39.9 | |
| | NE¼ SW¼ | 19.5 | |
| | NW¼ SW¼ | 3.9 | |
| | SW¼ SW¼ | 4.4 | |
| S | SE¼ SW¼ | 21.3 | 15.0 |
| | NE¼ SE¼ | 11.1 | |
| | NW¼ SE¼ | 11.7 | |
| | SW¼ SE¼ | 28.4 | |
| | SE¼ SE¼ | 37.6 | |
| | SECTION 32 | | |

Township 36 South, Range 1 West, W.M.

| | | | |
|---|---|---|---|
| S | NE¼ NE¼ | 6.6 | 5.0 |
| S | NW¼ NE¼ | 0.3 | 38.0 |
| S | SW¼ NE¼ | 5.7 | 31.0 |
| | SE¼ NE¼ | 0.8 | |
| | NE¼ NW¼ | 38.0 | |
| | NW¼ NW¼ | 37.9 | |
| | SW¼ NW¼ | 22.6 | |
| | SE¼ NW¼ | 38.3 | |
| | NE¼ SW¼ | 36.9 | |
| | NW¼ SW¼ | 36.3 | |
| | SW¼ SW¼ | 38.7 | |
| S | SE¼ SW¼ | 27.9 | 10.0 |
| | NW¼ SE¼ | 23.3 | |
| | SW¼ SE¼ | 1.2 | |
| | SECTION 33 | | |
| | NE¼ NE¼ | 12.8 | |
| | SE¼ NE¼ | 15.0 | |
| | NE¼ SE¼ | 7.8 | |
| | NW¼ SE¼ | 0.8 | |
| | SW¼ SE¼ | 9.4 | |
| | SE¼ SE¼ | 8.4 | |
| | SECTION 36 | | |

Township 36 South, Range 1 West, W.M.

| | | |
|---|---|---|
| NE¼ NE¼ | 18.5 | |
| SECTION 13 | | |
| SW¼ NE¼ | 9.6 | |
| SE¼ NE¼ | 1.9 | |
| NE¼ NW¼ | 2.5 | |
| SE¼ NW¼ | 15.3 | |
| NE¼ SW¼ | 36.5 | |
| NW¼ SW¼ | 22.4 | |
| SE¼ SW¼ | 15.9 | |
| NW¼ SE¼ | 7.7 | |
| SW¼ SE¼ | 13.8 | |
| SE¼ SE¼ | 6.4 | |
| SECTION 21 | | |
| SW¼ SW¼ | 13.4 | |
| SECTION 22 | | |
| NW¼ SE¼ | 29.1 | |
| SW¼ SE¼ | 19.9 | |
| SE¼ SE¼ | 35.9 | |
| SECTION 23 | | |
| NE¼ NE¼ | 25.1 | |
| SW¼ NE¼ | 0.1 | |
| S SE¼ NE¼ | 25.7 | 10 |
| SECTION 25 | | |

Township 36 South, Range 2 West, W.M.

| | | | |
|---|---|---|---|
| S | NE¼ NW¼ | 10.0 | 10 |
| | NW¼ NW¼ | 26.3 | |
| S | NE¼ SE¼ | 23.0 | 5 |
| S | NW¼ SE¼ | 5.0 | |
| | SW¼ SE¼ | 14.6 | |
| | SE¼ SE¼ | 26.5 | |
| | SECTION 25 | | |
| | NW¼ NE¼ | 31.5 | |
| | NE¼ NW¼ | 0.7 | |
| S | NE¼ SW¼ | | 15.1 |
| | NW¼ SW¼ | 1.2 | |
| S | SW¼ SW¼ | 2.0 | 3.0 |
| | SE¼ SW¼ | 2.2 | |
| | NW¼ SE¼ | 7.9 | |
| | SW¼ SE¼ | 20.4 | |
| | SE¼ SE¼ | 4.5 | |
| | SECTION 26 | | |
| | NE¼ NE¼ | 5.0 | |
| | NW¼ NE¼ | 2.0 | |
| | SW¼ NE¼ | 25.5 | |
| | NW¼ NW¼ | 24.3 | |
| | SW¼ NW¼ | 25.3 | |
| | SE¼ NW¼ | 26.7 | |
| | NE¼ SW¼ | 29.3 | |
| | NW¼ SW¼ | 10.0 | |
| | SW¼ SW¼ | | |
| | NE¼ SE¼ | 0.7 | |
| | NW¼ SE¼ | 4.3 | |
| | SW¼ SE¼ | 19.8 | |
| S | SE¼ SE¼ | 2.3 | 4.0 |
| | SECTION 27 | | |
| | NE¼ NE¼ | 26.7 | |
| | NW¼ NE¼ | 6.8 | |
| | SW¼ NE¼ | 17.1 | |
| | SE¼ NE¼ | 21.9 | |
| | NE¼ NW¼ | 9.9 | |
| | NW¼ NW¼ | 2.1 | |
| | SW¼ NW¼ | 1.4 | |
| | SE¼ NW¼ | 25.9 | |
| | NE¼ SW¼ | | |
| | NW¼ SW¼ | 5.4 | |
| | SW¼ SW¼ | 21.8 | |
| | SE¼ SW¼ | 17.3 | |
| | NE¼ SE¼ | 0.6 | |
| | NW¼ SE¼ | 3.4 | |
| | SW¼ SE¼ | 4.7 | |
| | SECTION 28 | | |

| | | |
|---|---|---|
| | NE¼ SE¼ | 12.2 |
| | SE¼ SE¼ | 1.8 |
| | SECTION 31 | |
| | NE¼ NE¼ | 1.5 |
| | SW¼ NE¼ | 8.9 |
| | SE¼ NE¼ | 23.6 |
| | SE¼ NW¼ | 16.5 |
| | NE¼ SW¼ | 35.4 |
| | NW¼ SW¼ | 38.4 |
| | SW¼ SW¼ | 27.1 |
| | SE¼ SW¼ | 38.7 |
| | NE¼ SE¼ | 40.0 |
| | NW¼ SE¼ | 39.5 |
| | SW¼ SE¼ | 32.8 |
| | SE¼ SE¼ | 31.0 |
| | SECTION 32 | |
| S | NE¼ NE¼ | 12.7 |
| | NW¼ NE¼ | 19.6 |
| | SW¼ NE¼ | 31.2 |
| S | SE¼ NE¼ | 32.8 |
| | NE¼ NW¼ | 24.7 |
| | NW¼ NW¼ | 34.1 |
| | SW¼ NW¼ | 37.7 |
| | SE¼ NW¼ | 39.7 |
| | NE¼ SW¼ | 37.7 |
| | NW¼ SW¼ | 35.4 |
| | SW¼ SW¼ | 32.3 |
| | SE¼ SW¼ | 32.4 |
| | NE¼ SE¼ | 32.0 |
| | NW¼ SE¼ | 30.4 |
| | SW¼ SE¼ | 33.3 |
| | SE¼ SE¼ | 22.3 |
| | SECTION 33 | |
| | NE¼ NE¼ | 18.0 |
| | NW¼ NE¼ | 32.0 |
| | SW¼ NE¼ | 40.0 |
| | SE¼ NE¼ | 40.0 |
| | NE¼ NW¼ | 29.2 |
| | NW¼ NW¼ | 16.5 |
| | SW¼ NW¼ | 5.5 |
| | SE¼ NW¼ | 26.6 |
| | NE¼ SW¼ | 20.9 |
| | NW¼ SW¼ | |
| | SW¼ SW¼ | 20.4 |
| | SE¼ SW¼ | 25.3 |
| | SECTION 34 | |

Township 36 South, Range 2 West, W.M.

| | | | |
|---|---|---|---|
| | NE¼ SE¼ | 24.5 | |
| | NW¼ SE¼ | 5.1 | |
| | SW¼ SE¼ | 0.2 | |
| | SE¼ SE¼ | 9.9 | |
| | SECTION 34 | | |
| | NE¼ NE¼ | 17.7 | |
| | SW¼ NE¼ | 6.0 | |
| | SE¼ NE¼ | 8.5 | |
| | NE¼ NW¼ | 17.9 | |
| S | NW¼ NW¼ | 25.4 | 10 |
| S | SW¼ NW¼ | 28.2 | 10 |
| | SE¼ NW¼ | 27.4 | |
| S | NE¼ SW¼ | 23.0 | 10 |
| | NW¼ SW¼ | 39.0 | |
| | SW¼ SW¼ | 17.2 | |
| | SE¼ SW¼ | 23.3 | |
| | NE¼ SE¼ | 15.6 | |
| S | NW¼ SE¼ | 27.4 | 10 |
| S | SW¼ SE¼ | 12.5 | 10 |
| | SE¼ SE¼ | 31.0 | |
| | SECTION 35 | | |
| | NW¼ NE¼ | 2.0 | |
| | SW¼ NE¼ | 19.4 | |
| | NE¼ NW¼ | 6.7 | |
| | NW¼ NW¼ | 4.7 | |
| | SW¼ NW¼ | 6.0 | |
| | SE¼ NW¼ | 12.7 | |
| | NW¼ SW¼ | 6.1 | |
| | SE¼ SW¼ | 3.7 | |
| | NE¼ SE¼ | 30.7 | |
| | NW¼ SE¼ | 12.7 | |
| | SW¼ SE¼ | 11.8 | |
| | SE¼ SE¼ | 10.5 | |
| | SECTION 36 | | |

Township 36 South, Range 2 West, W.M.

| | | | |
|---|---|---|---|
| | NE¼ NW¼ | 25.9 | |
| | NW¼ NW¼ | 36.0 | |
| | SW¼ NW¼ | 31.3 | |
| | SE¼ NW¼ | 5.5 | |
| | SECTION 4 | | |
| | NE¼ NE¼ | 37.9 | |
| S | NW¼ NE¼ | 27.9 | 10 |
| | SW¼ NE¼ | 27.6 | |
| | SE¼ NE¼ | 36.2 | |
| | SECTION 5 | | |

Township 37 South, Range 1 West, W.M.

| | | | |
|---|---|---|---|
| S | NE¼ NW¼ | 30.8 | 8 |
| S | NW¼ NW¼ | 17.9 | 2 |
| S | SW¼ NW¼ | 18.0 | 17 |
| | SE¼ NW¼ | 37.7 | |
| S | NE¼ SW¼ | 16.1 | 10 |
| S | NW¼ SW¼ | 26.1 | 10 |
| | SW¼ SW¼ | 4.9 | |
| | NE¼ SE¼ | 2.1 | |
| | SECTION 5 | | |
| | NE¼ NE¼ | 31.7 | |
| | NW¼ NE¼ | 21.5 | |
| | NE¼ NW¼ | 6.6 | |
| | NW¼ NW¼ | 4.2 | |
| | SW¼ NW¼ | 34.1 | |
| | SE¼ NW¼ | 29.6 | |
| S | NW¼ SW¼ | 5.1 | 9.6 |
| | SECTION 6 | | |
| | NW¼ NW¼ | 9.2 | |
| | SECTION 8 | | |
| | NE¼ NE¼ | 0.5 | |
| | SW¼ NE¼ | 27.0 | |
| | SE¼ NE¼ | 4.0 | |
| S | NW¼ NW¼ | 2.5 | |
| | NW¼ SW¼ | 6.1 | |
| | SE¼ SW¼ | 8.1 | |
| | NE¼ SE¼ | 1.4 | |
| | NW¼ SE¼ | 10.5 | |
| | SW¼ SE¼ | 1.1 | |
| | SECTION 18 | | |

Township 37 South, Range 1 West, W.M.

| | | | |
|---|---|---|---|
| | SW¼ NE¼ | 9.6 | |
| | NE¼ NW¼ | 6.0 | |
| S | NW¼ NW¼ | 12.8 | |
| | SW¼ NW¼ | 1.3 | |
| S | SE¼ NW¼ | 2.6 | |
| | NE¼ SW¼ | 18.4 | |
| S | NW¼ SW¼ | 22.6 | |
| | SW¼ SW¼ | 20.3 | |
| S | SE¼ SW¼ | 29.4 | |
| | NW¼ SE¼ | 7.6 | |
| S | SW¼ SE¼ | 2.1 | |
| | SECTION 1 | | |

Township 37 South, Range 2 West, W.M.

| | | | |
|---|---|---|---|
| S | NE¼ NE¼ | 28.1 | |
| | NW¼ NE¼ | 4.8 | |
| | SW¼ NE¼ | 3.5 | |
| | SE¼ NE¼ | 32.5 | |
| | NE¼ SW¼ | 5.1 | |
| | NW¼ SW¼ | 1.5 | |
| S | NE¼ SE¼ | 19.4 | |
| | NW¼ SE¼ | 8.2 | |
| | SE¼ SE¼ | 2.4 | |
| | SECTION 2 | | |
| | NW¼ NE¼ | 9.3 | |
| | SW¼ NE¼ | 0.9 | |
| | NE¼ NW¼ | 2.6 | |
| | NW¼ NW¼ | 9.0 | |
| | SW¼ NW¼ | 36.4 | |
| | SE¼ NW¼ | 14.5 | |
| | NE¼ SW¼ | 16.0 | |
| | NW¼ SW¼ | 37.0 | |
| | SW¼ SW¼ | 16.8 | |
| | SE¼ SW¼ | 37.1 | |
| | NW¼ SE¼ | 16.7 | |
| | SW¼ SE¼ | 12.0 | |
| | SECTION 3 | | |
| | NE¼ NE¼ | 32.9 | |
| | NW¼ NE¼ | 39.5 | |
| | SW¼ NE¼ | 39.9 | |
| | SE¼ NE¼ | 32.0 | |
| | NE¼ NW¼ | 39.0 | |
| | NW¼ NW¼ | 34.6 | |
| | SW¼ NW¼ | 39.1 | |
| | SE¼ NW¼ | 39.8 | |
| | NE¼ SW¼ | 40.0 | |
| S | NW¼ SW¼ | 33.9 | 6.1 |
| S | SW¼ SW¼ | 32.4 | 5.6 |
| | SE¼ SW¼ | 40.0 | |
| | NE¼ SE¼ | 38.4 | |
| | NW¼ SE¼ | 40.0 | |
| | SW¼ SE¼ | 40.0 | |
| | SE¼ SE¼ | 38.9 | |
| | SECTION 4 | | |
| | NE¼ NE¼ | 40.0 | |
| | NW¼ NE¼ | 40.0 | |
| | SW¼ NE¼ | 40.0 | |
| | SE¼ NE¼ | 40.0 | |
| | SECTION 5 | | |

Township 37 South, Range 2 West, W.M.

| | | |
|---|---|---|
| | NE¼ NW¼ | 23.0 |
| | NW¼ NW¼ | 11.0 |
| | SW¼ NW¼ | 5.8 |
| | SE¼ NW¼ | 35.7 |
| | NE¼ SW¼ | 2.0 |
| | NE¼ SE¼ | 39.5 |
| | NW¼ SE¼ | 22.5 |
| | SE¼ SE¼ | 14.1 |
| | SECTION 5 | |
| | NE¼ NE¼ | 33.8 |
| | NW¼ NE¼ | 34.7 |
| | SW¼ NE¼ | 38.3 |
| | SE¼ NE¼ | 34.1 |
| | NE¼ NW¼ | 38.0 |
| | NW¼ NW¼ | 16.3 |
| | SW¼ NW¼ | 5.8 |
| | SE¼ NW¼ | 38.1 |
| | NE¼ SW¼ | 1.5 |
| | NE¼ SE¼ | 28.4 |
| | NW¼ SE¼ | 13.7 |
| | SW¼ SE¼ | 2.2 |
| | SE¼ SE¼ | 36.0 |
| | SECTION 9 | |
| | NW¼ NE¼ | 8.2 |
| | SW¼ NE¼ | 2.1 |
| | NE¼ NW¼ | 6.5 |
| | NW¼ NW¼ | 31.5 |
| | SW¼ NW¼ | 17.0 |
| | SE¼ NW¼ | 0.5 |
| | NE¼ SW¼ | 2.9 |
| | NW¼ SW¼ | 16.6 |
| | SW¼ SW¼ | 33.4 |
| | SE¼ SW¼ | 25.2 |
| | NE¼ SE¼ | 2.9 |
| | NW¼ SE¼ | 8.9 |
| | SW¼ SE¼ | 29.6 |
| | SE¼ SE¼ | 29.1 |
| | SECTION 10 | |
| | SW¼ SW¼ | 24.2 |
| | SE¼ SE¼ | 1.5 |
| | SECTION 11 | |
| S | NW¼ NE¼ | 1.6 |
| | SW¼ NE¼ | 3.7 |
| | SE¼ NE¼ | 5.6 |
| S | NE¼ NW¼ | 30.6 |
| | NW¼ NW¼ | 10.3 |
| | SECTION 12 | |

Township 37 South, Range 2 West, W.M.

| | | |
|---|---|---|
| | SE¼ NW¼ | 6.4 |
| | SW¼ SW¼ | 5.7 |
| | NE¼ SE¼ | 20.3 |
| | NW¼ SE¼ | 25.5 |
| | SW¼ SE¼ | 3.2 |
| | SE¼ SE¼ | 0.2 |
| | SECTION 12 | |
| S | NE¼ NW¼ | 7.7 |
| | NW¼ NW¼ | 9.6 |
| | SW¼ NW¼ | 7.0 |
| | SE¼ NW¼ | 11.8 |
| | NE¼ SW¼ | 2.1 |
| | NW¼ SW¼ | 5.2 |
| | SE¼ SW¼ | 0.1 |
| | NE¼ SE¼ | 2.8 |
| S | SE¼ SE¼ | 0.1 |
| | SECTION 13 | |
| | NE¼ NE¼ | 0.6 |
| S | SE¼ NE¼ | 0.2 |
| | NE¼ NW¼ | 2.3 |
| | NW¼ NW¼ | 40.0 |
| | SW¼ NW¼ | 40.0 |
| | SE¼ NW¼ | 22.0 |
| | NE¼ SW¼ | 34.7 |
| | NW¼ SW¼ | 40.0 |
| | SW¼ SW¼ | 23.6 |
| | SE¼ SW¼ | 25.8 |
| | NW¼ SE¼ | 9.7 |
| | SW¼ SE¼ | 1.6 |
| | SECTION 14 | |
| | NE¼ NE¼ | 39.6 |
| | NW¼ NE¼ | 39.7 |
| | SW¼ NE¼ | 39.7 |
| | SE¼ NE¼ | 39.6 |
| | NE¼ NW¼ | 39.0 |
| | NW¼ NW¼ | 37.5 |
| | SW¼ NW¼ | 7.9 |
| | SE¼ NW¼ | 31.7 |
| | NE¼ SE¼ | 39.5 |
| | NW¼ SE¼ | 17.4 |
| | SE¼ SE¼ | 10.2 |
| | SECTION 15 | |
| | NE¼ NE¼ | 15.2 |
| | SECTION 16 | |

Township 37 South, Range 2 West, W.M.

| | |
|---|---|
| NE¼ NW¼ | 2.6 |
| NW¼ NW¼ | 1.7 |
| SECTION 23 | |
| NW¼ NE¼ | 0.3 |
| SECTION 24 | |

Township 37 South, Range 2 West, W.M.

9048.2 705.2

If certain lands within this water right are found to have had legally exercised water rights that have a priority date senior to the date of this permit, then this water right shall be considered supplemental to the senior water right. This water right may not be transferred separately from any senior water right existing for the same lands. If the senior water for the same lands is cancelled, then this water right may be transferred as a primary water right.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate also confirms orders of the Water Resources Director approving permit amendments as follows:

T-7461 to amend the place of use for 32.4 acres of irrigation as recorded in Special Order Volume 50 Page 326.

T-8242 to amend the place of use for 10 acres of irrigation as recorded in Special Order Volume 53 Page 1148.

T-8086 to amend the place of use for 64.8 acres of irrigation as recorded in Special Order Volume 53 Page 1150.

WITNESS the signature of the Water Resources Director,

affixed January 28 2004

Dwight Fred fa
Paul R. Cleary

Recorded in State Record of Water Right Certificates numbered 80569.

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of

FOUR MILE LAKE RESERVOIR, within the KLAMATH RIVER BASIN; and waters draining or flowing into the CASCADE CANAL; and FISH LAKE RESERVOIR, within the ROGUE RIVER BASIN; as constructed under Permit R-50; for SUPPLEMENTAL IRRIGATION OF 9753.4 ACRES.

This right was perfected under Permit 407. The date of priority is MARCH 31, 1910. This right is limited to 50 CUBIC FEET PER SECOND (CFS) INTO HOPKINS CANAL AT BRADSHAW DROP, or its equivalent in case of rotation, measured at the point of diversion from the source.

Water is conveyed from Four Mile Lake via the Cascade Canal, and held, and stored in Fish Lake. Water is rediverted and released into the North Fork Little Butte Creek, and is rediverted into the Main Canal shared by Rogue River Valley and Medford Irrigation Districts. At Bradshaw Drop the water is split between the Hopkins Canal and the Medford Canal.

This certificate, together with certificate numbered 80572 for irrigation within the Medford Irrigation District, and certificate numbered 80573 for manufacturing, confirms all water rights perfected under permit 407. Total diversions through the Main Canal from North Fork and South Fork of Little Butte Creek shall not exceed 140 CFS at any one time.

The points of diversion are located:
FOUR MILE LAKE DAM: 3600 FEET NORTH AND 4200 FEET EAST OF SW CORNER OF SECTION 9, being within SWNW OF SECTION 9, TOWNSHIP 36 SOUTH, RANGE 5 EAST, W.M.

FISH LAKE DAM : 4000 FEET SOUTH AND 600 FEET EAST OF NE CORNER OF SECTION 4, being within SESE OF SECTION 4, TOWNSHIP 37 SOUTH, RANGE 4 EAST, W.M.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

NORTH FORK LITTLE BUTTE CREEK: 40 FEET NORTH AND 620 FEET WEST FROM E 1/4 CORNER OF SECTION 20, being within the SENE OF SECTION 20, TOWNSHIP 36 SOUTH, RANGE 2 EAST, W.M.,

BRADSHAW DROP: SW1/4 SW1/4, SECTION 8, TOWNSHIP 36 SOUTH, RANGE 1 EAST, W.M.,

The amount of water used for irrigation 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 to which this right is appurtenant is as follows:

## SUPPLEMENTAL ACRES

| | |
|---|---|
| NW¼ NE¼ | 12.1 |
| SW¼ NE¼ | 17.8 |
| NE¼ NW¼ | 5.8 |
| NE¼ SE¼ | 6.7 |
| NW¼ SE¼ | 8.2 |
| SE¼ SE¼ | 6.3 |
| SECTION 7 | |
| NE¼ NE¼ | 25.0 |
| NW¼ NE¼ | 17.9 |
| SW¼ NE¼ | 35.5 |
| SE¼ NE¼ | 22.9 |
| SW¼ NW¼ | 0.5 |
| SE¼ NW¼ | 25.7 |
| NE¼ SW¼ | 36.6 |
| NW¼ SW¼ | 23.6 |
| SW¼ SW¼ | 18.9 |
| SE¼ SW¼ | 39.9 |
| NE¼ SE¼ | 3.0 |
| NW¼ SE¼ | 38.0 |
| SW¼ SE¼ | 24.4 |
| SECTION 18 | |
| NW¼ NE¼ | 29.8 |
| SW¼ NE¼ | 38.5 |
| SE¼ NE¼ | 33.6 |
| NE¼ NW¼ | 39.9 |
| NW¼ NW¼ | 25.9 |
| SW¼ NW¼ | 19.0 |
| SE¼ NW¼ | 37.6 |
| NE¼ SW¼ | 33.3 |
| NW¼ SW¼ | 34.9 |
| SE¼ SW¼ | 19.7 |
| NE¼ SE¼ | 34.7 |
| NW¼ SE¼ | 38.0 |
| SW¼ SE¼ | 38.0 |
| SE¼ SE¼ | 28.2 |
| SECTION 19 | |
| SW¼ NW¼ | 6.3 |
| NW¼ SW¼ | 20.0 |
| SECTION 20 | |
| NE¼ NE¼ | 4.3 |
| NW¼ NE¼ | 32.9 |
| SW¼ NE¼ | 13.6 |
| NE¼ NW¼ | 11.1 |
| SECTION 30 | |

Township 36 South, Range 1 East, W.M.

| | |
|---|---|
| SW¼ NE¼ | 32.0 |
| SE¼ NE¼ | 29.1 |
| NE¼ SW¼ | 7.9 |
| NE¼ SE¼ | 35.2 |
| NW¼ SE¼ | 20.9 |
| SE¼ SE¼ | 8.9 |
| SECTION 8 | |
| NE¼ SW¼ | 19.0 |
| NW¼ SW¼ | 32.3 |
| SW¼ SW¼ | 17.1 |
| SE¼ SW¼ | 5.1 |
| NE¼ SE¼ | 5.4 |
| NW¼ SE¼ | 1.2 |
| SW¼ SE¼ | 9.6 |
| SE¼ SE¼ | 28.7 |
| SECTION 9 | |
| SW¼ SW¼ | 10.9 |
| SE¼ SW¼ | 22.8 |
| SW¼ SE¼ | 10.1 |
| SECTION 10 | |
| SW¼ NE¼ | 2.5 |
| SE¼ NW¼ | 2.6 |
| NE¼ SW¼ | 8.4 |
| SW¼ SW¼ | 12.5 |
| NE¼ SE¼ | 9.0 |
| NW¼ SE¼ | 6.5 |
| SE¼ SE¼ | 29.8 |
| SECTION 13 | |
| SW¼ NE¼ | 3.4 |
| SW¼ NW¼ | 18.4 |
| NE¼ SW¼ | 17.5 |
| NW¼ SW¼ | 13.9 |
| SE¼ SW¼ | 0.2 |
| NE¼ SE¼ | 24.1 |
| NW¼ SE¼ | 5.7 |
| SW¼ SE¼ | 6.2 |
| SE¼ SE¼ | 3.3 |
| SECTION 14 | |
| NW¼ NE¼ | 22.9 |
| SW¼ NE¼ | 9.5 |
| SE¼ NE¼ | 30.8 |
| NE¼ NW¼ | 23.3 |
| NW¼ NW¼ | 19.5 |
| SW¼ NW¼ | 3.9 |
| SE¼ NW¼ | 24.8 |
| SECTION 15 | |

Township 36 South, Range 1 West, W.M.

NE¼ SW¼ 2.3
NW¼ SW¼ 5.2
NE¼ SE¼ 27.0
NW¼ SE¼ 7.2
SW¼ SE¼ 2.1
SE¼ SE¼ 34.6
SECTION 15
SW¼ NE¼ 19.3
SE¼ NE¼ 14.0
SW¼ NW¼ 2.3
SE¼ NW¼ 3.7
NE¼ SE¼ 3.7
NW¼ SE¼ 0.6
SECTION 16
SW¼ NE¼ 18.4
SE¼ NE¼ 0.1
NE¼ SE¼ 1.9
NW¼ SE¼ 14.5
SECTION 17
NW¼ NW¼ 1.5
SECTION 18
SW¼ SW¼ 5.8
SE¼ SW¼ 0.4
SW¼ SE¼ 0.1
SE¼ SE¼ 6.3
SECTION 19
SW¼ SW¼ 1.9
SE¼ SW¼ 0.2
SECTION 20
Hoover ponds county park
SECTION 21
NE¼ NE¼ 25.2
SW¼ NE¼ 4.9
SE¼ NE¼ 4.9
NE¼ SW¼ 20.4
NW¼ SW¼ 2.0
SW¼ SW¼ 11.2
SE¼ SW¼ 28.8
SECTION 22
SW¼ NE¼ 18.4
SE¼ NE¼ 9.7
NW¼ NW¼ 11.1
SW¼ NW¼ 19.3
SE¼ NW¼ 20.7
NE¼ SW¼ 7.0
NE¼ SE¼ 32.6
NW¼ SE¼ 28.0
SECTION 23
Township 36 South, Range 1 West, W.M.

NE¼ NE¼ 28.2
NW¼ NE¼ 1.7
SW¼ NE¼ 0.2
SE¼ NE¼ 18.6
NW¼ SW¼ 15.9
SECTION 24
NW¼ NE¼ 7.4
NE¼ NW¼ 26.2
NW¼ NW¼ 27.6
SW¼ NW¼ 33.0
NW¼ SW¼ 20.1
SECTION 27
NE¼ NE¼ 13.6
NW¼ NE¼ 4.6
SE¼ NE¼ 6.5
SW¼ NW¼ 16.5
SE¼ NW¼ 21.2
SW¼ SW¼ 32.8
SE¼ SW¼ 28.5
NE¼ SE¼ 12.2
NW¼ SE¼ 1.9
SW¼ SE¼ 26.8
SE¼ SE¼ 24.9
SECTION 28
NE¼ NE¼ 2.3
NW¼ NE¼ 3.1
SW¼ NE¼ 21.6
SE¼ NE¼ 17.0
NE¼ NW¼ 29.1
NW¼ NW¼ 13.9
SW¼ NW¼ 10.1
SE¼ NW¼ 9.2
NE¼ SW¼ 36.1
NW¼ SW¼ 30.3
SW¼ SW¼ 24.9
SE¼ SW¼ 39.6
NE¼ SE¼ 1.2
NW¼ SE¼ 4.5
SW¼ SE¼ 38.9
SE¼ SE¼ 31.6
SECTION 29
NE¼ NE¼ 20.3
NW¼ NE¼ 33.1
SW¼ NE¼ 20.3
NE¼ NW¼ 18.1
NW¼ NW¼ 25.8
SW¼ NW¼ 10.0
SECTION 30
Township 36 South, Range 1 West, W.M.

SE¼ NW¼ 22.7
NE¼ SW¼ 14.1
NW¼ SW¼ 30.8
SW¼ SW¼ 39.7
SE¼ SW¼ 39.1
NW¼ SE¼ 12.5
SW¼ SE¼ 27.9
SE¼ SE¼ 10.0
SECTION 30
NW¼ NE¼ 1.4
NW¼ NW¼ 4.9
SE¼ NW¼ 4.5
NE¼ SW¼ 17.8
NW¼ SW¼ 5.9
SW¼ SW¼ 7.0
SE¼ SW¼ 29.9
NW¼ SE¼ 15.5
SECTION 31
NE¼ NE¼ 37.7
NW¼ NE¼ 39.8
SW¼ NE¼ 39.6
SE¼ NE¼ 29.7
NE¼ NW¼ 38.1
NW¼ NW¼ 27.9
SW¼ NW¼ 25.5
SE¼ NW¼ 39.9
NE¼ SW¼ 19.5
NW¼ SW¼ 3.9
SW¼ SW¼ 4.4
SE¼ SW¼ 36.3
NE¼ SE¼ 11.1
NW¼ SE¼ 11.7
SW¼ SE¼ 28.4
SE¼ SE¼ 37.6
SECTION 32
NE¼ NE¼ 11.6
NW¼ NE¼ 38.3
SW¼ NE¼ 36.7
SE¼ NE¼ 0.8
NE¼ NW¼ 38.0
NW¼ NW¼ 37.9
SW¼ NW¼ 22.6
SE¼ NW¼ 38.3
NE¼ SW¼ 36.9
NW¼ SW¼ 36.3
SW¼ SW¼ 38.7
SE¼ SW¼ 37.9
NW¼ SE¼ 23.3
SW¼ SE¼ 1.2
SECTION 33
NE¼ NE¼ 12.8
SE¼ NE¼ 15.0
NE¼ SE¼ 7.8
NW¼ SE¼ 0.8
SW¼ SE¼ 9.4
SE¼ SE¼ 8.4
SECTION 36
Township 36 South, Range 1 West, W.M.
NE¼ NE¼ 18.5
SECTION 13
SW¼ NE¼ 9.6
SE¼ NE¼ 1.9
NE¼ NW¼ 2.5
SE¼ NW¼ 15.3
NE¼ SW¼ 36.5
NW¼ SW¼ 22.4
SE¼ SW¼ 15.9
NW¼ SE¼ 7.7
SW¼ SE¼ 13.8
SE¼ SE¼ 6.4
SECTION 21
SW¼ SW¼ 13.4
SECTION 22
NW¼ SE¼ 29.1
SW¼ SE¼ 19.9
SE¼ SE¼ 35.9
SECTION 23
NE¼ NE¼ 25.1
SW¼ NE¼ 0.1
SE¼ NE¼ 35.7
NE¼ NW¼ 20.0
NW¼ NW¼ 26.3
NE¼ SE¼ 28.0
NW¼ SE¼ 5.0
SW¼ SE¼ 14.6
SE¼ SE¼ 26.5
SECTION 25
NW¼ NE¼ 31.5
NE¼ NW¼ 0.7
NE¼ SW¼ 15.1
NW¼ SW¼ 1.2
SW¼ SW¼ 5.0
SE¼ SW¼ 2.2
NW¼ SE¼ 7.9
SW¼ SE¼ 20.4
SE¼ SE¼ 4.5
SECTION 26
Township 36 South, Range 2 West, W.M.

| | |
|---|---|
| NE¼ NE¼ | 5.0 |
| NW¼ NE¼ | 2.0 |
| SW¼ NE¼ | 25.5 |
| NW¼ NW¼ | 24.3 |
| SW¼ NW¼ | 25.3 |
| SE¼ NW¼ | 26.7 |
| NE¼ SW¼ | 29.3 |
| NW¼ SW¼ | 10.0 |
| NE¼ SE¼ | 0.7 |
| NW¼ SE¼ | 4.3 |
| SW¼ SE¼ | 19.8 |
| SE¼ SE¼ | 6.3 |
| SECTION 27 | |
| NE¼ NE¼ | 26.7 |
| NW¼ NE¼ | 6.8 |
| SW¼ NE¼ | 17.1 |
| SE¼ NE¼ | 21.9 |
| NE¼ NW¼ | 9.9 |
| NW¼ NW¼ | 2.1 |
| SW¼ NW¼ | 1.4 |
| SE¼ NW¼ | 25.9 |
| NW¼ SW¼ | 5.4 |
| SW¼ SW¼ | 21.8 |
| SE¼ SW¼ | 17.3 |
| NE¼ SE¼ | 0.6 |
| NW¼ SE¼ | 3.4 |
| SW¼ SE¼ | 4.7 |
| SECTION 28 | |
| NE¼ SE¼ | 12.2 |
| SE¼ SE¼ | 1.8 |
| SECTION 31 | |
| NE¼ NE¼ | 1.5 |
| SW¼ NE¼ | 8.9 |
| SE¼ NE¼ | 23.6 |
| SE¼ NW¼ | 16.5 |
| NE¼ SW¼ | 35.4 |
| NW¼ SW¼ | 38.4 |
| SW¼ SW¼ | 27.1 |
| SE¼ SW¼ | 38.7 |
| NE¼ SE¼ | 40.0 |
| NW¼ SE¼ | 39.5 |
| SW¼ SE¼ | 32.8 |
| SE¼ SE¼ | 31.0 |
| SECTION 32 | |

Township 36 South,
Range 2 West, W.M.

| | |
|---|---|
| NE¼ NE¼ | 12.7 |
| NW¼ NE¼ | 19.6 |
| SW¼ NE¼ | 31.2 |
| SE¼ NE¼ | 32.8 |
| NE¼ NW¼ | 24.7 |
| NW¼ NW¼ | 34.1 |
| SW¼ NW¼ | 37.7 |
| SE¼ NW¼ | 39.7 |
| NE¼ SW¼ | 37.7 |
| NW¼ SW¼ | 35.4 |
| SW¼ SW¼ | 32.3 |
| SE¼ SW¼ | 32.4 |
| NE¼ SE¼ | 32.0 |
| NW¼ SE¼ | 30.4 |
| SW¼ SE¼ | 33.3 |
| SE¼ SE¼ | 22.3 |
| SECTION 33 | |
| NE¼ NE¼ | 18.0 |
| NW¼ NE¼ | 32.0 |
| SW¼ NE¼ | 40.0 |
| SE¼ NE¼ | 40.0 |
| NE¼ NW¼ | 29.2 |
| NW¼ NW¼ | 16.5 |
| SW¼ NW¼ | 5.5 |
| SE¼ NW¼ | 26.6 |
| NE¼ SW¼ | 20.9 |
| SW¼ SW¼ | 20.4 |
| SE¼ SW¼ | 25.3 |
| NE¼ SE¼ | 24.5 |
| NW¼ SE¼ | 5.1 |
| SW¼ SE¼ | 0.2 |
| SE¼ SE¼ | 9.9 |
| SECTION 34 | |
| NE¼ NE¼ | 17.7 |
| SW¼ NE¼ | 6.0 |
| SE¼ NE¼ | 8.5 |
| NE¼ NW¼ | 17.9 |
| NW¼ NW¼ | 35.4 |
| SW¼ NW¼ | 38.2 |
| SE¼ NW¼ | 27.4 |
| NE¼ SW¼ | 33.0 |
| NW¼ SW¼ | 39.0 |
| SW¼ SW¼ | 17.2 |
| SE¼ SW¼ | 23.3 |
| NE¼ SE¼ | 15.6 |
| NW¼ SE¼ | 37.4 |
| SW¼ SE¼ | 22.5 |
| SE¼ SE¼ | 31.0 |
| SECTION 35 | |

NW¼ NE¼ 2.0
SW¼ NE¼ 19.4
NE¼ NW¼ 6.7
NW¼ NW¼ 4.7
SW¼ NW¼ 6.0
SE¼ NW¼ 12.7
NW¼ SW¼ 6.1
SE¼ SW¼ 3.7
NE¼ SE¼ 30.7
NW¼ SE¼ 12.7
SW¼ SE¼ 11.8
SE¼ SE¼ 10.5
SECTION 36

Township 36 South, Range 2 West, W.M.

NE¼ NW¼ 25.9
NW¼ NW¼ 36.0
SW¼ NW¼ 31.3
SE¼ NW¼ 5.5
SECTION 4
NE¼ NE¼ 37.9
NW¼ NE¼ 37.9
SW¼ NE¼ 27.6
SE¼ NE¼ 36.2
NE¼ NW¼ 38.8
NW¼ NW¼ 19.9
SW¼ NW¼ 35.0
SE¼ NW¼ 37.7
NE¼ SW¼ 26.1
NW¼ SW¼ 36.1
SW¼ SW¼ 4.9
NE¼ SE¼ 2.1
SECTION 5
NE¼ NE¼ 31.7
NW¼ NE¼ 21.5
NE¼ NW¼ 6.6
NW¼ NW¼ 4.2
SW¼ NW¼ 34.1
SE¼ NW¼ 29.6
NW¼ SW¼ 14.7
SECTION 6
NW¼ NW¼ 9.2
SECTION 8

Township 37 South, Range 1 West, W.M.

NE¼ NE¼ 0.5
SW¼ NE¼ 27.0
SE¼ NE¼ 4.0
NW¼ NW¼ 2.5
NW¼ SW¼ 6.1
SE¼ SW¼ 8.1
NE¼ SE¼ 1.4
NW¼ SE¼ 10.5
SW¼ SE¼ 1.1
SECTION 18

Township 37 South, Range 1 West, W.M.

SW¼ NE¼ 9.6
NE¼ NW¼ 6.0
NW¼ NW¼ 12.8
SW¼ NW¼ 1.3
SE¼ NW¼ 2.6
NE¼ SW¼ 18.4
NW¼ SW¼ 22.6
SW¼ SW¼ 20.3
SE¼ SW¼ 29.4
NW¼ SE¼ 7.6
SW¼ SE¼ 2.1
SECTION 1
NE¼ NE¼ 28.1
NW¼ NE¼ 4.8
SW¼ NE¼ 3.5
SE¼ NE¼ 32.5
NE¼ SW¼ 5.1
NW¼ SW¼ 1.5
NE¼ SE¼ 19.4
NW¼ SE¼ 8.2
SE¼ SE¼ 2.4
SECTION 2
NW¼ NE¼ 9.3
SW¼ NE¼ 0.9
NE¼ NW¼ 2.6
NW¼ NW¼ 9.0
SW¼ NW¼ 36.4
SE¼ NW¼ 14.5
NE¼ SW¼ 16.0
NW¼ SW¼ 37.0
SW¼ SW¼ 16.8
SE¼ SW¼ 37.1
NW¼ SE¼ 16.7
SW¼ SE¼ 12.0
SECTION 3

Township 37 South, Range 2 West, W.M.

| | |
|---|---|
| NE¼ NE¼ | 32.9 |
| NW¼ NE¼ | 39.5 |
| SW¼ NE¼ | 39.9 |
| SE¼ NE¼ | 32.0 |
| NE¼ NW¼ | 39.0 |
| NW¼ NW¼ | 34.6 |
| SW¼ NW¼ | 39.1 |
| SE¼ NW¼ | 39.8 |
| NE¼ SW¼ | 40.0 |
| NW¼ SW¼ | 40.0 |
| SW¼ SW¼ | 38.0 |
| SE¼ SW¼ | 40.0 |
| NE¼ SE¼ | 38.4 |
| NW¼ SE¼ | 40.0 |
| SW¼ SE¼ | 40.0 |
| SE¼ SE¼ | 38.9 |
| SECTION 4 | |
| NE¼ NE¼ | 40.0 |
| NW¼ NE¼ | 40.0 |
| SW¼ NE¼ | 40.0 |
| SE¼ NE¼ | 40.0 |
| NE¼ NW¼ | 23.0 |
| NW¼ NW¼ | 11.0 |
| SW¼ NW¼ | 5.8 |
| SE¼ NW¼ | 35.7 |
| NE¼ SW¼ | 2.0 |
| NE¼ SE¼ | 39.5 |
| NW¼ SE¼ | 22.5 |
| SE¼ SE¼ | 14.1 |
| SECTION 5 | |
| NE¼ NE¼ | 33.8 |
| NW¼ NE¼ | 34.7 |
| SW¼ NE¼ | 38.3 |
| SE¼ NE¼ | 34.1 |
| NE¼ NW¼ | 38.0 |
| NW¼ NW¼ | 16.3 |
| SW¼ NW¼ | 5.8 |
| SE¼ NW¼ | 38.1 |
| NE¼ SW¼ | 1.5 |
| NE¼ SE¼ | 28.4 |
| NW¼ SE¼ | 13.7 |
| SW¼ SE¼ | 2.2 |
| SE¼ SE¼ | 36.0 |
| SECTION 9 | |

Township 37 South, Range 2 West, W.M.

| | |
|---|---|
| NW¼ NE¼ | 8.2 |
| SW¼ NE¼ | 2.1 |
| NE¼ NW¼ | 6.5 |
| NW¼ NW¼ | 31.5 |
| SW¼ NW¼ | 17.0 |
| SE¼ NW¼ | 0.5 |
| NE¼ SW¼ | 2.9 |
| NW¼ SW¼ | 16.6 |
| SW¼ SW¼ | 33.4 |
| SE¼ SW¼ | 25.2 |
| NE¼ SE¼ | 2.9 |
| NW¼ SE¼ | 8.9 |
| SW¼ SE¼ | 29.6 |
| SE¼ SE¼ | 29.1 |
| SECTION 10 | |
| SW¼ SW¼ | 24.2 |
| SE¼ SE¼ | 1.5 |
| SECTION 11 | |
| NW¼ NE¼ | 1.6 |
| SW¼ NE¼ | 3.7 |
| SE¼ NE¼ | 5.6 |
| NE¼ NW¼ | 30.6 |
| NW¼ NW¼ | 10.3 |
| SE¼ NW¼ | 6.4 |
| SW¼ SW¼ | 5.7 |
| NE¼ SE¼ | 20.3 |
| NW¼ SE¼ | 25.5 |
| SW¼ SE¼ | 3.2 |
| SE¼ SE¼ | 0.2 |
| SECTION 12 | |
| NE¼ NW¼ | 7.7 |
| NW¼ NW¼ | 9.6 |
| SW¼ NW¼ | 7.0 |
| SE¼ NW¼ | 11.8 |
| NE¼ SW¼ | 2.1 |
| NW¼ SW¼ | 5.2 |
| SE¼ SW¼ | 0.1 |
| NE¼ SE¼ | 2.8 |
| SE¼ SE¼ | 0.1 |
| SECTION 13 | |
| NE¼ NE¼ | 0.6 |
| SE¼ NE¼ | 0.2 |
| NE¼ NW¼ | 2.3 |
| NW¼ NW¼ | 40.0 |
| SW¼ NW¼ | 40.0 |
| SE¼ NW¼ | 22.0 |
| SECTION 14 | |

Township 37 South, Range 2 West, W.M.

| | | | |
|---|---|---|---|
| NE¼ SW¼ | 34.7 | NE¼ SE¼ | 39.5 |
| NW¼ SW¼ | 40.0 | NW¼ SE¼ | 17.4 |
| SW¼ SW¼ | 23.6 | SE¼ SE¼ | 10.2 |
| SE¼ SW¼ | 25.8 | SECTION 15 | |
| NW¼ SE¼ | 9.7 | NE¼ NE¼ | 15.2 |
| SW¼ SE¼ | 1.6 | SECTION 16 | |
| SECTION 14 | | | |
| NE¼ NE¼ | 39.6 | NE¼ NW¼ | 2.6 |
| NW¼ NE¼ | 39.7 | NW¼ NW¼ | 1.7 |
| SW¼ NE¼ | 39.7 | SECTION 23 | |
| SE¼ NE¼ | 39.6 | | |
| NE¼ NW¼ | 39.0 | NW¼ NE¼ | 0.3 |
| NW¼ NW¼ | 37.5 | SECTION 24 | |
| SW¼ NW¼ | 7.9 | | |
| SE¼ NW¼ | 31.7 | | |

TOWNSHIP 37 SOUTH, RANGE 2 WEST, W.M.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate also confirms orders of the Water Resources Director approving permit amendments as follows:

T-7461 to amend the place of use for 32.4 acres of irrigation as recorded in Special Order Volume 50 Page 326.

T-8242 to amend the place of use for 10 acres of irrigation as recorded in Special Order Volume 53 Page 1148.

T-8086 to amend the place of use for 64.8 acres of irrigation as recorded in Special Order Volume 53 Page 1150.

WITNESS the signature of the Water Resources Director,

affixed January 28 2004..

Paul R. Cleary

Recorded in State Record of Water Right Certificates numbered 80571 .

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of

ANTELOPE CREEK, tributary of LITTLE BUTTE CREEK for SUPPLEMENTAL IRRIGATION OF 9753.4 ACRES.

This right was perfected under Permit 1705. The date of priority is JUNE 24, 1913. This right is limited to 50 CUBIC FEET PER SECOND (CFS), or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion into Hopkins Canal is located:
770 FEET NORTH AND 1650 FEET WEST FROM E 1/4 CORNER OF SECTION 30, being within the SW¼ NE¼ of Section 30, Township 36 South, Range 1 East, W.M.,

The amount of water used for irrigation, together with the amount secured under any other prior 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 to which this right is appurtenant is as follows:

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.



80574

## SUPPLEMENTAL ACRES

| | |
|---|---|
| NW¼ NE¼ | 12.1 |
| SW¼ NE¼ | 17.8 |
| NE¼ NW¼ | 5.8 |
| NE¼ SE¼ | 6.7 |
| NW¼ SE¼ | 8.2 |
| SE¼ SE¼ | 6.3 |
| SECTION 7 | |
| NE¼ NE¼ | 25.0 |
| NW¼ NE¼ | 17.9 |
| SW¼ NE¼ | 35.5 |
| SE¼ NE¼ | 22.9 |
| SW¼ NW¼ | 0.5 |
| SE¼ NW¼ | 25.7 |
| NE¼ SW¼ | 36.6 |
| NW¼ SW¼ | 23.6 |
| SW¼ SW¼ | 18.9 |
| SE¼ SW¼ | 39.9 |
| NE¼ SE¼ | 3.0 |
| NW¼ SE¼ | 38.0 |
| SW¼ SE¼ | 24.4 |
| SECTION 18 | |
| NW¼ NE¼ | 29.8 |
| SW¼ NE¼ | 38.5 |
| SE¼ NE¼ | 33.6 |
| NE¼ NW¼ | 39.9 |
| NW¼ NW¼ | 25.9 |
| SW¼ NW¼ | 19.0 |
| SE¼ NW¼ | 37.6 |
| NE¼ SW¼ | 33.3 |
| NW¼ SW¼ | 34.9 |
| SE¼ SW¼ | 19.7 |
| NE¼ SE¼ | 34.7 |
| NW¼ SE¼ | 38.0 |
| SW¼ SE¼ | 38.0 |
| SE¼ SE¼ | 28.2 |
| SECTION 19 | |
| SW¼ NW¼ | 6.3 |
| NW¼ SW¼ | 20.0 |
| SECTION 20 | |
| NE¼ NE¼ | 4.3 |
| NW¼ NE¼ | 32.9 |
| SW¼ NE¼ | 13.6 |
| NE¼ NW¼ | 11.1 |
| SECTION 30 | |

Township 36 South, Range 1 East, W.M.

| | |
|---|---|
| SW¼ NE¼ | 32.0 |
| SE¼ NE¼ | 29.1 |
| NE¼ SW¼ | 7.9 |
| NE¼ SE¼ | 35.2 |
| NW¼ SE¼ | 20.9 |
| SE¼ SE¼ | 8.9 |
| SECTION 8 | |
| NE¼ SW¼ | 19.0 |
| NW¼ SW¼ | 32.3 |
| SW¼ SW¼ | 17.1 |
| SE¼ SW¼ | 5.1 |
| NE¼ SE¼ | 5.4 |
| NW¼ SE¼ | 1.2 |
| SW¼ SE¼ | 9.6 |
| SE¼ SE¼ | 28.7 |
| SECTION 9 | |
| SW¼ SW¼ | 10.9 |
| SE¼ SW¼ | 22.8 |
| SW¼ SE¼ | 10.1 |
| SECTION 10 | |
| SW¼ NE¼ | 2.5 |
| SE¼ NW¼ | 2.6 |
| NE¼ SW¼ | 8.4 |
| SW¼ SW¼ | 12.5 |
| NE¼ SE¼ | 9.0 |
| NW¼ SE¼ | 6.5 |
| SE¼ SE¼ | 29.8 |
| SECTION 13 | |
| SW¼ NE¼ | 3.4 |
| SW¼ NW¼ | 18.4 |
| NE¼ SW¼ | 17.5 |
| NW¼ SW¼ | 13.9 |
| SE¼ SW¼ | 0.2 |
| NE¼ SE¼ | 24.1 |
| NW¼ SE¼ | 5.7 |
| SW¼ SE¼ | 6.2 |
| SE¼ SE¼ | 3.3 |
| SECTION 14 | |
| NW¼ NE¼ | 22.9 |
| SW¼ NE¼ | 9.5 |
| SE¼ NE¼ | 30.8 |
| NE¼ NW¼ | 23.3 |
| NW¼ NW¼ | 19.5 |
| SW¼ NW¼ | 3.9 |
| SE¼ NW¼ | 24.8 |
| SECTION 15 | |

Township 36 South, Range 1 West, W.M.

| | |
|---|---|
| NE¼ SW¼ | 2.3 |
| NW¼ SW¼ | 5.2 |
| NE¼ SE¼ | 27.0 |
| NW¼ SE¼ | 7.2 |
| SW¼ SE¼ | 2.1 |
| SE¼ SE¼ | 34.6 |
| SECTION 15 | |
| SW¼ NE¼ | 19.3 |
| SE¼ NE¼ | 14.0 |
| SW¼ NW¼ | 2.3 |
| SE¼ NW¼ | 3.7 |
| NE¼ SE¼ | 3.7 |
| NW¼ SE¼ | 0.6 |
| SECTION 16 | |
| SW¼ NE¼ | 18.4 |
| SE¼ NE¼ | 0.1 |
| NE¼ SE¼ | 1.9 |
| NW¼ SE¼ | 14.5 |
| SECTION 17 | |
| NW¼ NW¼ | 1.5 |
| SECTION 18 | |
| SW¼ SW¼ | 5.8 |
| SE¼ SW¼ | 0.4 |
| SW¼ SE¼ | 0.1 |
| SE¼ SE¼ | 6.3 |
| SECTION 19 | |
| SW¼ SW¼ | 1.9 |
| SE¼ SW¼ | 0.2 |
| SECTION 20 | |
| Hoover ponds county park | |
| SECTION 21 | |
| NE¼ NE¼ | 25.2 |
| SW¼ NE¼ | 4.9 |
| SE¼ NE¼ | 4.9 |
| NE¼ SW¼ | 20.4 |
| NW¼ SW¼ | 2.0 |
| SW¼ SW¼ | 11.2 |
| SE¼ SW¼ | 28.8 |
| SECTION 22 | |
| SW¼ NE¼ | 18.4 |
| SE¼ NE¼ | 9.7 |
| NW¼ NW¼ | 11.1 |
| SW¼ NW¼ | 19.3 |
| SE¼ NW¼ | 20.7 |
| NE¼ SW¼ | 7.0 |
| NE¼ SE¼ | 32.6 |
| NW¼ SE¼ | 28.0 |
| SECTION 23 | |

Township 36 South, Range 1 West, W.M.

| | |
|---|---|
| NE¼ NE¼ | 28.2 |
| NW¼ NE¼ | 1.7 |
| SW¼ NE¼ | 0.2 |
| SE¼ NE¼ | 18.6 |
| NW¼ SW¼ | 15.9 |
| SECTION 24 | |
| NW¼ NE¼ | 7.4 |
| NE¼ NW¼ | 26.2 |
| NW¼ NW¼ | 27.6 |
| SW¼ NW¼ | 33.0 |
| NW¼ SW¼ | 20.1 |
| SECTION 27 | |
| NE¼ NE¼ | 13.6 |
| NW¼ NE¼ | 4.6 |
| SE¼ NE¼ | 6.5 |
| SW¼ NW¼ | 16.5 |
| SE¼ NW¼ | 21.2 |
| SW¼ SW¼ | 32.8 |
| SE¼ SW¼ | 28.5 |
| NE¼ SE¼ | 12.2 |
| NW¼ SE¼ | 1.9 |
| SW¼ SE¼ | 26.8 |
| SE¼ SE¼ | 24.9 |
| SECTION 28 | |
| NE¼ NE¼ | 2.3 |
| NW¼ NE¼ | 3.1 |
| SW¼ NE¼ | 21.6 |
| SE¼ NE¼ | 17.0 |
| NE¼ NW¼ | 29.1 |
| NW¼ NW¼ | 13.9 |
| SW¼ NW¼ | 10.1 |
| SE¼ NW¼ | 9.2 |
| NE¼ SW¼ | 36.1 |
| NW¼ SW¼ | 30.3 |
| SW¼ SW¼ | 24.9 |
| SE¼ SW¼ | 39.6 |
| NE¼ SE¼ | 1.2 |
| NW¼ SE¼ | 4.5 |
| SW¼ SE¼ | 38.9 |
| SE¼ SE¼ | 31.6 |
| SECTION 29 | |
| NE¼ NE¼ | 20.3 |
| NW¼ NE¼ | 33.1 |
| SW¼ NE¼ | 20.3 |
| NE¼ NW¼ | 18.1 |
| NW¼ NW¼ | 25.8 |
| SW¼ NW¼ | 10.0 |
| SECTION 30 | |

Township 36 South, Range 1 West, W.M.

SE¼ NW¼ 22.7
NE¼ SW¼ 14.1
NW¼ SW¼ 30.8
SW¼ SW¼ 39.7
SE¼ SW¼ 39.1
NW¼ SE¼ 12.5
SW¼ SE¼ 27.9
SE¼ SE¼ 10.0
SECTION 30
NW¼ NE¼ 1.4
NW¼ NW¼ 4.9
SE¼ NW¼ 4.5
NE¼ SW¼ 17.8
NW¼ SW¼ 5.9
SW¼ SW¼ 7.0
SE¼ SW¼ 29.9
NW¼ SE¼ 15.5
SECTION 31
NE¼ NE¼ 37.7
NW¼ NE¼ 39.8
SW¼ NE¼ 39.6
SE¼ NE¼ 29.7
NE¼ NW¼ 38.1
NW¼ NW¼ 27.9
SW¼ NW¼ 25.5
SE¼ NW¼ 39.9
NE¼ SW¼ 19.5
NW¼ SW¼ 3.9
SW¼ SW¼ 4.4
SE¼ SW¼ 36.3
NE¼ SE¼ 11.1
NW¼ SE¼ 11.7
SW¼ SE¼ 28.4
SE¼ SE¼ 37.6
SECTION 32
NE¼ NE¼ 11.6
NW¼ NE¼ 38.3
SW¼ NE¼ 36.7
SE¼ NE¼ 0.8
NE¼ NW¼ 38.0
NW¼ NW¼ 37.9
SW¼ NW¼ 22.6
SE¼ NW¼ 38.3
NE¼ SW¼ 36.9
NW¼ SW¼ 36.3
SW¼ SW¼ 38.7
SE¼ SW¼ 37.9
NW¼ SE¼ 23.3
SW¼ SE¼ 1.2
SECTION 33
NE¼ NE¼ 12.8
SE¼ NE¼ 15.0
NE¼ SE¼ 7.8
NW¼ SE¼ 0.8
SW¼ SE¼ 9.4
SE¼ SE¼ 8.4
SECTION 36
Township 36 South, Range 1 West, W.M.
NE¼ NE¼ 18.5
SECTION 13
SW¼ NE¼ 9.6
SE¼ NE¼ 1.9
NE¼ NW¼ 2.5
SE¼ NW¼ 15.3
NE¼ SW¼ 36.5
NW¼ SW¼ 22.4
SE¼ SW¼ 15.9
NW¼ SE¼ 7.7
SW¼ SE¼ 13.8
SE¼ SE¼ 6.4
SECTION 21
SW¼ SW¼ 13.4
SECTION 22
NW¼ SE¼ 29.1
SW¼ SE¼ 19.9
SE¼ SE¼ 35.9
SECTION 23
NE¼ NE¼ 25.1
SW¼ NE¼ 0.1
SE¼ NE¼ 35.7
NE¼ NW¼ 20.0
NW¼ NW¼ 26.3
NE¼ SE¼ 28.0
NW¼ SE¼ 5.0
SW¼ SE¼ 14.6
SE¼ SE¼ 26.5
SECTION 25
NW¼ NE¼ 31.5
NE¼ NW¼ 0.7
NE¼ SW¼ 15.1
NW¼ SW¼ 1.2
SW¼ SW¼ 5.0
SE¼ SW¼ 2.2
NW¼ SE¼ 7.9
SW¼ SE¼ 20.4
SE¼ SE¼ 4.5
SECTION 26
Township 36 South, Range 2 West, W.M.

| | |
|---|---|
| NE¼ NE¼ | 5.0 |
| NW¼ NE¼ | 2.0 |
| SW¼ NE¼ | 25.5 |
| NW¼ NW¼ | 24.3 |
| SW¼ NW¼ | 25.3 |
| SE¼ NW¼ | 26.7 |
| NE¼ SW¼ | 29.3 |
| NW¼ SW¼ | 10.0 |
| NE¼ SE¼ | 0.7 |
| NW¼ SE¼ | 4.3 |
| SW¼ SE¼ | 19.8 |
| SE¼ SE¼ | 6.3 |
| SECTION 27 | |
| NE¼ NE¼ | 26.7 |
| NW¼ NE¼ | 6.8 |
| SW¼ NE¼ | 17.1 |
| SE¼ NE¼ | 21.9 |
| NE¼ NW¼ | 9.9 |
| NW¼ NW¼ | 2.1 |
| SW¼ NW¼ | 1.4 |
| SE¼ NW¼ | 25.9 |
| NW¼ SW¼ | 5.4 |
| SW¼ SW¼ | 21.8 |
| SE¼ SW¼ | 17.3 |
| NE¼ SE¼ | 0.6 |
| NW¼ SE¼ | 3.4 |
| SW¼ SE¼ | 4.7 |
| SECTION 28 | |
| NE¼ SE¼ | 12.2 |
| SE¼ SE¼ | 1.8 |
| SECTION 31 | |
| NE¼ NE¼ | 1.5 |
| SW¼ NE¼ | 8.9 |
| SE¼ NE¼ | 23.6 |
| SE¼ NW¼ | 16.5 |
| NE¼ SW¼ | 35.4 |
| NW¼ SW¼ | 38.4 |
| SW¼ SW¼ | 27.1 |
| SE¼ SW¼ | 38.7 |
| NE¼ SE¼ | 40.0 |
| NW¼ SE¼ | 39.5 |
| SW¼ SE¼ | 32.8 |
| SE¼ SE¼ | 31.0 |
| SECTION 32 | |

Township 36 South,
Range 2 West, W.M.

| | |
|---|---|
| NE¼ NE¼ | 12.7 |
| NW¼ NE¼ | 19.6 |
| SW¼ NE¼ | 31.2 |
| SE¼ NE¼ | 32.8 |
| NE¼ NW¼ | 24.7 |
| NW¼ NW¼ | 34.1 |
| SW¼ NW¼ | 37.7 |
| SE¼ NW¼ | 39.7 |
| NE¼ SW¼ | 37.7 |
| NW¼ SW¼ | 35.4 |
| SW¼ SW¼ | 32.3 |
| SE¼ SW¼ | 32.4 |
| NE¼ SE¼ | 32.0 |
| NW¼ SE¼ | 30.4 |
| SW¼ SE¼ | 33.3 |
| SE¼ SE¼ | 22.3 |
| SECTION 33 | |
| NE¼ NE¼ | 18.0 |
| NW¼ NE¼ | 32.0 |
| SW¼ NE¼ | 40.0 |
| SE¼ NE¼ | 40.0 |
| NE¼ NW¼ | 29.2 |
| NW¼ NW¼ | 16.5 |
| SW¼ NW¼ | 5.5 |
| SE¼ NW¼ | 26.6 |
| NE¼ SW¼ | 20.9 |
| SW¼ SW¼ | 20.4 |
| SE¼ SW¼ | 25.3 |
| NE¼ SE¼ | 24.5 |
| NW¼ SE¼ | 5.1 |
| SW¼ SE¼ | 0.2 |
| SE¼ SE¼ | 9.9 |
| SECTION 34 | |
| NE¼ NE¼ | 17.7 |
| SW¼ NE¼ | 6.0 |
| SE¼ NE¼ | 8.5 |
| NE¼ NW¼ | 17.9 |
| NW¼ NW¼ | 35.4 |
| SW¼ NW¼ | 38.2 |
| SE¼ NW¼ | 27.4 |
| NE¼ SW¼ | 33.0 |
| NW¼ SW¼ | 39.0 |
| SW¼ SW¼ | 17.2 |
| SE¼ SW¼ | 23.3 |
| NE¼ SE¼ | 15.6 |
| NW¼ SE¼ | 37.4 |
| SW¼ SE¼ | 22.5 |
| SE¼ SE¼ | 31.0 |
| SECTION 35 | |

NW¼ NE¼ 2.0
SW¼ NE¼ 19.4
NE¼ NW¼ 6.7
NW¼ NW¼ 4.7
SW¼ NW¼ 6.0
SE¼ NW¼ 12.7
NW¼ SW¼ 6.1
SE¼ SW¼ 3.7
NE¼ SE¼ 30.7
NW¼ SE¼ 12.7
SW¼ SE¼ 11.8
SE¼ SE¼ 10.5
SECTION 36

Township 36 South, Range 2 West, W.M.

NE¼ NW¼ 25.9
NW¼ NW¼ 36.0
SW¼ NW¼ 31.3
SE¼ NW¼ 5.5
SECTION 4
NE¼ NE¼ 37.9
NW¼ NE¼ 37.9
SW¼ NE¼ 27.6
SE¼ NE¼ 36.2
NE¼ NW¼ 38.8
NW¼ NW¼ 19.9
SW¼ NW¼ 35.0
SE¼ NW¼ 37.7
NE¼ SW¼ 26.1
NW¼ SW¼ 36.1
SW¼ SW¼ 4.9
NE¼ SE¼ 2.1
SECTION 5
NE¼ NE¼ 31.7
NW¼ NE¼ 21.5
NE¼ NW¼ 6.6
NW¼ NW¼ 4.2
SW¼ NW¼ 34.1
SE¼ NW¼ 29.6
NW¼ SW¼ 14.7
SECTION 6
NW¼ NW¼ 9.2
SECTION 8

Township 37 South, Range 1 West, W.M.

NE¼ NE¼ 0.5
SW¼ NE¼ 27.0
SE¼ NE¼ 4.0
NW¼ NW¼ 2.5
NW¼ SW¼ 6.1
SE¼ SW¼ 8.1
NE¼ SE¼ 1.4
NW¼ SE¼ 10.5
SW¼ SE¼ 1.1
SECTION 18

Township 37 South, Range 1 West, W.M.

SW¼ NE¼ 9.6
NE¼ NW¼ 6.0
NW¼ NW¼ 12.8
SW¼ NW¼ 1.3
SE¼ NW¼ 2.6
NE¼ SW¼ 18.4
NW¼ SW¼ 22.6
SW¼ SW¼ 20.3
SE¼ SW¼ 29.4
NW¼ SE¼ 7.6
SW¼ SE¼ 2.1
SECTION 1
NE¼ NE¼ 28.1
NW¼ NE¼ 4.8
SW¼ NE¼ 3.5
SE¼ NE¼ 32.5
NE¼ SW¼ 5.1
NW¼ SW¼ 1.5
NE¼ SE¼ 19.4
NW¼ SE¼ 8.2
SE¼ SE¼ 2.4
SECTION 2
NW¼ NE¼ 9.3
SW¼ NE¼ 0.9
NE¼ NW¼ 2.6
NW¼ NW¼ 9.0
SW¼ NW¼ 36.4
SE¼ NW¼ 14.5
NE¼ SW¼ 16.0
NW¼ SW¼ 37.0
SW¼ SW¼ 16.8
SE¼ SW¼ 37.1
NW¼ SE¼ 16.7
SW¼ SE¼ 12.0
SECTION 3

Township 37 South, Range 2 West, W.M.

| | |
|---|---|
| NE¼ NE¼ | 32.9 |
| NW¼ NE¼ | 39.5 |
| SW¼ NE¼ | 39.9 |
| SE¼ NE¼ | 32.0 |
| NE¼ NW¼ | 39.0 |
| NW¼ NW¼ | 34.6 |
| SW¼ NW¼ | 39.1 |
| SE¼ NW¼ | 39.8 |
| NE¼ SW¼ | 40.0 |
| NW¼ SW¼ | 40.0 |
| SW¼ SW¼ | 38.0 |
| SE¼ SW¼ | 40.0 |
| NE¼ SE¼ | 38.4 |
| NW¼ SE¼ | 40.0 |
| SW¼ SE¼ | 40.0 |
| SE¼ SE¼ | 38.9 |
| SECTION 4 | |
| NE¼ NE¼ | 40.0 |
| NW¼ NE¼ | 40.0 |
| SW¼ NE¼ | 40.0 |
| SE¼ NE¼ | 40.0 |
| NE¼ NW¼ | 23.0 |
| NW¼ NW¼ | 11.0 |
| SW¼ NW¼ | 5.8 |
| SE¼ NW¼ | 35.7 |
| NE¼ SW¼ | 2.0 |
| NE¼ SE¼ | 39.5 |
| NW¼ SE¼ | 22.5 |
| SE¼ SE¼ | 14.1 |
| SECTION 5 | |
| NE¼ NE¼ | 33.8 |
| NW¼ NE¼ | 34.7 |
| SW¼ NE¼ | 38.3 |
| SE¼ NE¼ | 34.1 |
| NE¼ NW¼ | 38.0 |
| NW¼ NW¼ | 16.3 |
| SW¼ NW¼ | 5.8 |
| SE¼ NW¼ | 38.1 |
| NE¼ SW¼ | 1.5 |
| NE¼ SE¼ | 28.4 |
| NW¼ SE¼ | 13.7 |
| SW¼ SE¼ | 2.2 |
| SE¼ SE¼ | 36.0 |
| SECTION 9 | |

Township 37 South, Range 2 West, W.M.

| | |
|---|---|
| NW¼ NE¼ | 8.2 |
| SW¼ NE¼ | 2.1 |
| NE¼ NW¼ | 6.5 |
| NW¼ NW¼ | 31.5 |
| SW¼ NW¼ | 17.0 |
| SE¼ NW¼ | 0.5 |
| NE¼ SW¼ | 2.9 |
| NW¼ SW¼ | 16.6 |
| SW¼ SW¼ | 33.4 |
| SE¼ SW¼ | 25.2 |
| NE¼ SE¼ | 2.9 |
| NW¼ SE¼ | 8.9 |
| SW¼ SE¼ | 29.6 |
| SE¼ SE¼ | 29.1 |
| SECTION 10 | |
| SW¼ SW¼ | 24.2 |
| SE¼ SE¼ | 1.5 |
| SECTION 11 | |
| NW¼ NE¼ | 1.6 |
| SW¼ NE¼ | 3.7 |
| SE¼ NE¼ | 5.6 |
| NE¼ NW¼ | 30.6 |
| NW¼ NW¼ | 10.3 |
| SE¼ NW¼ | 6.4 |
| SW¼ SW¼ | 5.7 |
| NE¼ SE¼ | 20.3 |
| NW¼ SE¼ | 25.5 |
| SW¼ SE¼ | 3.2 |
| SE¼ SE¼ | 0.2 |
| SECTION 12 | |
| NE¼ NW¼ | 7.7 |
| NW¼ NW¼ | 9.6 |
| SW¼ NW¼ | 7.0 |
| SE¼ NW¼ | 11.8 |
| NE¼ SW¼ | 2.1 |
| NW¼ SW¼ | 5.2 |
| SE¼ SW¼ | 0.1 |
| NE¼ SE¼ | 2.8 |
| SE¼ SE¼ | 0.1 |
| SECTION 13 | |
| NE¼ NE¼ | 0.6 |
| SE¼ NE¼ | 0.2 |
| NE¼ NW¼ | 2.3 |
| NW¼ NW¼ | 40.0 |
| SW¼ NW¼ | 40.0 |
| SE¼ NW¼ | 22.0 |
| SECTION 14 | |

Township 37 South, Range 2 West, W.M.

| | | | |
|---|---|---|---|
| NE¼ SW¼ | 34.7 | NE¼ SE¼ | 39.5 |
| NW¼ SW¼ | 40.0 | NW¼ SE¼ | 17.4 |
| SW¼ SW¼ | 23.6 | SE¼ SE¼ | 10.2 |
| SE¼ SW¼ | 25.8 | SECTION 15 | |
| NW¼ SE¼ | 9.7 | NE¼ NE¼ | 15.2 |
| SW¼ SE¼ | 1.6 | SECTION 16 | |
| SECTION 14 | | | |
| NE¼ NE¼ | 39.6 | NE¼ NW¼ | 2.6 |
| NW¼ NE¼ | 39.7 | NW¼ NW¼ | 1.7 |
| SW¼ NE¼ | 39.7 | SECTION 23 | |
| SE¼ NE¼ | 39.6 | | |
| NE¼ NW¼ | 39.0 | NW¼ NE¼ | 0.3 |
| NW¼ NW¼ | 37.5 | SECTION 24 | |
| SW¼ NW¼ | 7.9 | | |
| SE¼ NW¼ | 31.7 | | |

TOWNSHIP 37 SOUTH, RANGE 2 WEST, W.M.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate also confirms orders of the Water Resources Director approving permit amendments as follows:

T-7461 to amend the place of use for 32.4 acres of irrigation as recorded in Special Order Volume 50 Page 326.

T-8242 to amend the place of use for 10 acres of irrigation as recorded in Special Order Volume 53.Page 1148.

T-8086 to amend the place of use for 64.8 acres of irrigation as recorded in Special Order Volume 53 Page 1150.

WITNESS the signature of the Water Resources Director,

affixed January 28 2004..

Dwight Fred for
Paul. R. Cleary

Recorded in State Record of Water Right Certificates numbered 80574.

## KAVANAGH Kerry L * WRD

**From:** Zach Pike-Urlacher <zpikeurlacher@gsiws.com>
**Sent:** Wednesday, November 08, 2023 12:39 PM
**To:** KAVANAGH Kerry L * WRD
**Cc:** Robyn Cook; Adam Sussman; CLARK Gerald E * WRD
**Subject:** RE: Certificate RA Project R12951-23 for City of Central Point involving Application T-10465 - please review 5 draft certificates
**Attachments:** T-10465-cf-80569_DRAFT-2023-10-30.pdf; T-10465-cf-80571_DRAFT-2023-10-30.pdf

Kerry,

We spoke with Gerry this morning about comments we made on two of the draft certificates associated with transfer T-10465. Because Certificates 80569 and 80571 are 'living' certificates, we are ok with not updating the certificate numbers referenced on the first page of each of these certificates. Please see attached certificates with amended comments.

Please let us know if you have any questions.

Thanks,
Zach

**Zach Pike-Urlacher**
Water Resources Consultant
direct: 541.753.0933 | mobile: 360.739.2303
1600 SW Western Boulevard, Suite 240, Corvallis, OR 97333
GSI Water Solutions, Inc. | www.gsiws.com
*pronouns: he, him*

**From:** Zach Pike-Urlacher
**Sent:** Thursday, November 2, 2023 6:07 PM
**To:** KAVANAGH Kerry L * WRD <Kerry.L.KAVANAGH@water.oregon.gov>; Chris.Clayton@centralpointoregon.gov
**Cc:** Robyn Cook <rcook@gsiws.com>; Adam Sussman <asussman@gsiws.com>
**Subject:** RE: Certificate RA Project R12951-23 for City of Central Point involving Application T-10465 - please review 5 draft certificates

Hi Kerry,

We reviewed the five draft certificates associated with transfer T-10465. The draft certificates match the information in the T-10465 final order and the materials that were submitted in the claim of beneficial use, except for a few minor edits. These edits are attached in red line. Please go ahead and incorporate these edits and proceed with issuing certificates.

Thank you,
Zach

**ach Pike-Urlacher**
ter Resources Consultant
t: 541.753.0933 | mobile: 360.739.2303
SW Western Boulevard, Suite 240, Corvallis, OR 97333
ater Solutions, Inc. | www.gsiws.com
ns: he, him

**From:** KAVANAGH Kerry L * WRD <Kerry.L.KAVANAGH@water.oregon.gov>
**Sent:** Monday, October 30, 2023 11:57 AM
**To:** Chris.Clayton@centralpointoregon.gov; Zach Pike-Urlacher <zpikeurlacher@gsiws.com>
**Cc:** Robyn Cook <rcook@gsiws.com>; Adam Sussman <asussman@gsiws.com>; KAVANAGH Kerry L * WRD <Kerry.L.KAVANAGH@water.oregon.gov>
**Subject:** Certificate RA Project R12951-23 for City of Central Point involving Application T-10465 - please review 5 draft certificates

Hello,

Please find attached to this email the 5 draft certificates for Application T-10465.

Please review the draft certificates and compare them to the transfer final order for accuracy and completeness.

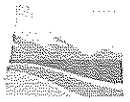
For your convenience, here is a link to information regarding Application T-10465 in the Department's Water Rights Information System (WRIS) database:
https://apps.wrd.state.or.us/apps/wr/wrinfo/wr_transfer_centric.aspx?transfer_nbr=10465&transfer_char=T
Click on "78-275" under "Volume-Page" to view the transfer final order.

Please provide me your comments or edits by November 9, 2023, should you have any. Because the claim of beneficial use demonstrated Proof to the Satisfaction of the Director to the full extent described in the transfer final order, I will issue the certificates soon. I am providing you this courtesy email with the opportunity to review the draft certificates prior to issuance – if you do see any errors, I would greatly appreciate if you let me know as soon as possible.

If you have any questions, please send an email to kerry.l.kavanagh@water.oregon.gov

Thanks,
Kerry

***Kerry Kavanagh***
Certificate Reimbursement Authority Program Coordinator
Certificate Section, Water Rights Services Division
725 Summer St NE Suite A | Salem OR 97301 | Direct 503.979.3208
kerry.l.kavanagh@water.oregon.gov| https://www.oregon.gov/OWRD

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OREGON WATER RESOURCES DEPARTMENT

*OREGON WATER RESOURCES DEPARTMENT*

# CERTIFICATE REIMBURSEMENT AUTHORITY APPLICANT'S AGREEMENT

Contract Number: **R12951-23**

This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, and **City of Central Point**, hereafter Applicant, hereafter known together as the parties.

| **OWRD Information** | **Applicant's Information** | **Applicant's Representative** |
|---|---|---|
| Project Contact: Kerry Kavanagh | Name: Chris Clayton | Name: Zack Pike-Urlacher |
| Reimbursement Authority | Title: City Manager | Title: Representative |
| Oregon Water Resources Department | Company: City of Central Point | Company: GSI Water Solutions, Inc. |
| 725 Summer Street NE | Address: 140 South 3rd Street | Address: 1600 W Western Blvd, Ste 240 |
| Salem OR 97301-1271 | Central Point OR 97502 | Corvaliss OR 97333 |
| Phone: 503-979-3208 | Phone: 541-664-3321 | Phone: 503-239-8799 |
| Email: | Email*: | Email*: zpikeurlacher@gsiws.com |
| Kerry.L.Kavanagh@water.oregon.gov | Chris.Clayton@centralpointoregon.gov | |

*By providing an Email address, consent is given to receive all correspondence electronically. (Paper copies of the certificate and final order documents will also be mailed.)

1. **Purpose.** The purpose of this Agreement is to expedite the processing of the **Claim of Beneficial Use. (Transfer Application Number: T-10465)**

2. **Authority.** ORS 536.055 authorizes the OWRD to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.

3. **Restrictions.** City of Central Point and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.

4. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service has been received by OWRD.

5. **Consideration.** City of Central Point shall pay OWRD in advance for actual costs incurred by OWRD. City of Central Point agrees to pay the full amount of **$2331** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost. The costs stated in this Agreement do not include the statutory application processing and filing fees.

6. **Confidentiality.** City of Central Point agrees that any informat… under this Agreement will be subject to the Oregon Public Reco… records.

7. **Indemnity.** Applicant shall defend, save, hold harmless, and in… and their officers, employees, and agents from and against all cl… liabilities, costs and expenses of any nature resulting from or ari… of Applicant or its representatives, officers, employees, contract… with respect to the expedited service. The Applicant acknowled… Department cannot and does not guarantee a favorable review under the subject regulatory process.

RECEIVED
APR 24 2023
OWRD
SALEM, ORE.

**PCA 47126**

8. **Termination.** Applicant may request to terminate this agreement only in writing at any time during the process. The Applicant agrees to pay for the work done by the Reimbursement Authority personnel up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance after paying the Reimbursement Authority personnel for the work done.

9. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certifies that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.

10. **Duration of Estimate.** The Estimate of Time to complete the work is no later than one hundred and twenty days (120) days once this Agreement has been fully executed and payment of the estimated cost deposited. However, this estimate is contingent on the Applicant's expeditious resolution of any deficiency and may be affected by the Department's work load. This Estimate of Time may become null and void after thirty (30) days from the date the Applicant's Agreement is mailed. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate.

11. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information.

12. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define limit or describe the scope or intent of any provision of this Agreement.

13. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.

14. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

Applicant: CC·CCG
Name: Chris Clayton
Title: City Manager
Company: City of Central Point
Date: 4/14/24

For OWRD: K Kavanagh
Name: Kerry Kavanagh
Water Right Services Division
Date: 4-25-2023

Mail signed Agreement to:

**Kerry Kavanagh**
**Oregon Water Resources Department**
**725 Summer Street NE, Suite A**
**Salem, OR 97301-1271**

**PCA 47126**

## KAVANAGH Kerry L * WRD

**From:** KAVANAGH Kerry L * WRD
**Sent:** Tuesday, April 11, 2023 1:09 PM
**To:** Chris.Clayton@centralpointoregon.gov; Zach Pike-Urlacher
**Cc:** KAVANAGH Kerry L * WRD
**Subject:** Certificate RA Estimate R12951-23 for City of Central Point involving Application T-10465
**Attachments:** RA contract_T-10465.pdf; RA estimate request_T-10465.pdf; RA estimate receipt_T-10465.pdf

Hello,

Please find the attached estimate and agreement to review the claim of beneficial use (Claim). If the proposed agreement is acceptable to you, please return a signed copy to our office along with the payment of the estimated cost to review the claim of beneficial use.

If you have any questions, please send me an email at kerry.l.kavanagh@water.oregon.gov.

Thanks,
Kerry

***Kerry Kavanagh***
Certificate Reimbursement Authority Program Coordinator
Certificate Section, Water Rights Services Division
725 Summer St NE Suite A | Salem OR 97301 |Direct 503.979.3208
kerry.l.kavanagh@water.oregon.gov| https://www.oregon.gov/OWRD

OREGON WATER RESOURCES DEPARTMENT

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# CERTIFICATE REIMBURSEMENT AUTHORITY ESTIMATE APPLICATION

*ORS 536.055 authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement.*

*The purpose of this application is to obtain estimates of the cost and time required to process a Certificate Request.* ***A separate estimate application is required for each application and/or transfer number. There is a non-refundable application fee of $125.00 per request.***

| REQUEST | TYPE | FILE NUMBER |
|---|---|---|
| ☒ | Certificate Request | Application Number ____<br>Permit Number ____<br>Transfer Number/Permit Amendment (if applicable) T-10465 |

| | Applicant Information | Applicant's Representative/Contact |
|---|---|---|
| Name: | City of Central Point ATTN: Chris Clayton | GSI Water Solutions, Inc. ATTN: Zach Pike-Urlacher |
| Address: | 140 South 3rd Street | 1600 SW Western Boulevard, Suite 240 |
| | Central Point, OR 97502 | Corvallis, OR, 97333 |
| Phone: | 541-664-3321 | 541-753-0933 |
| Fax: | ____ | ____ |
| E-Mail Address: | Chris.Clayton@centralpointoregon.gov | zpikeurlacher@gsiws.com |

I certify that I *(check one)*:

- (•) have previously filed a Claim of Beneficial Use
- ( ) am attaching the Claim of Beneficial Use with this request and have included the appropriate claim fee.

I understand the following:

- That upon receipt of my non-refundable application fee in the amount of **$ 125.00**, OWRD will, within fourteen (14) days, notify me in writing of the estimates of cost and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate Claim of Beneficial Use may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:

  **Oregon Water Resources Department**
  **Certificate Reimbursement Authority Program**
  **725 Summer St. NE, Suite A**
  **Salem, OR 97301-1271**

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OWRD
SALEM, OREGON

I certify that I am the *(check one)*:

(•) Applicant ( ) Applicant's Representative ( ) Other *(Please specify)* ____

**Name:** Chris Clayton, Central Point City Manager

**Signature:** Chris CC

**OWRD USE ONLY: Reimbursement Authority Number: R12** 951-23

# MEMO –Proof to Satisfaction (March 17, 2014)

| Application # | Permit # | Transfer # T-10465 |
|---|---|---|
| WRD Reviewer Jessica Joye | | Date 6·22·14 |
| WRD Peer Reviewer | | Date |

## Research

✓ Organize file in chronological order
✓ Pull CBU Report & Map(s), Application Map, relevant Permit, Certificate, or Transfer Order, most recent Assignments, Receiving municipality - City of Central Point
Extension Orders, SWL Measurements, Fish Screen Certification Documents, Water Use Reports & Pump Tests
✓ Search for Water Right Location using Interactive Mapper. Identify Tax Lots & check for Area of Interest (AOI)
✓ Water Organization identified using AOI? ___ No ✓ Yes * Medford IR District requested c&c. Medford Water Com.
If "Yes" cc: Rogue River Valley IR District & Add to Mailing List
N/A Print Tax Lot Map from ormap.net for the original Place of Use, and confirm Current Ownership & Address with County Assessor
If there is a new owner, Add to Mailing List, including the owner(s) name & tax lot number
N/A Print Platcard & check for Place of Use Conflict? ___ No ___ Yes
If "Yes", provide copy of certificate & relevant map
✓ Print BLM Cadastral Survey
✓ Does Claim Map identify correct DLC, Gov't Lots, QQ's? ___ No ✓ Yes
If "No", either _____WRD amend map OR _____ prepare Order of Certification

## Reviewing Claim

Have conditions on relevant permit, certificate, or transfer order been complied with? Yes, No, OR N/A

YES Fish Conditions - 6·21·11 - screens approved. By-pass not req'd
YES Meter/measuring device - prior to TFD
N/A Water Use Reporting
N/A Pump Test (post December 19, 1988)
YES Other Conditions 9·24·09 diverted ½cfs per hour for 4 hours. See memo from WN 9·28·09 @ Lake Creek POD
N/A SWL
YES C-Date 10·1·14 - water diverted @ Add'l POD on 9·24·09
YES Run Capacity Calculator and Print Findings (for pump, sprinklers, pipes, ditches, as appropriate) #1#42 - 10.8cfs #3#45 - 39.7cfs

**NOTES:** ΔCharacter of use, POU, Add POD

C80566 - 85286RR - 0.11cfs - max. combined rate 0.35cfs
C80567 - 85287RR - 0.11cfs - max. combined rate 0.35cfs
C80569 - 85288RR - 0.166cfs - max. combined rate 0.50cfs
C80571 - 85289RR - 0.166cfs - max. combined rate 0.50cfs
C80574 - 85316RR - 0.166cfs - max. combined rate 0.50cfs

rate of diversion for municipal use

**Determination**

___ I've determined that the permit/transfer was fully developed as authorized and that a **FINAL** Certificate should be issued.

___ I've determined that the permit/transfer was not fully developed as authorized and that a **PROPOSED** Certificate should be issued. A proposed Certificate should be issued for the following reason(s):

___ I've determined that beneficial use was NOT made within the terms and conditions and that a **Proposed Order of Certification** (denial) should be issued. A proposed Order of Certification should be issued for the following reason(s):

**Processing**

___ Stamp PROPOSED or Assign CERT# _____ or ORDER OF CERTIFICATION (circle one)

___ Draft Certificates or Proposed Order of Certifications are available in the Application directory.

___ Prepare Mailing List. Include Applicant(s); Receiving Landowner(s); Current Owner(s); Water Organizations; CWRE. Indicate records to be marked.

___ Record marking:

| | | | |
|---|---|---|---|
| App _____ | Permit _____ | Cert _____ |
| App _____ | Permit _____ | Cert _____ |
| App _____ | Permit _____ | Cert _____ |
| App _____ | Permit _____ | Cert _____ |

**NOTES:**

4 mile Lake Dam - 1.20cfs

Fish Lake Dam - 1.20 cfs

Bradshaw Drop - 1.20cfs

Additional POD - 1.20cfs

pK.

info. regarding other POD's not given, only Addt'l POD

1). Conf. Cert in only City of Central Point

2). 4&8 data OK?

3). C-Date not filled out - fish screening

To be served by Rogue River Valley IR District
- Include both names on Certificate

**BEFORE THE WATER**

**STATI**

In the Matter of Transfer Application
T-10465, Jackson County

C

)INT
ACE

**Authority**

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

Rogue River Valley Irrigation District
3139 Merriman Road
Medford, OR 97501

**Receiving Municipality**

City of Central Point
140 S. Third
Central Point, OR 97524

**Findings of Fact**

***Background***

1. On September 27, 2007, Rogue River Valley Irrigation District filed a transfer application for an additional point of diversion and to change the character of use and place of use for portions of Certificates 80566, 80567, 80569, 80571, 80574, and 80576. The Department assigned the application number T-10465.

2. On February 26, 2008, the Department requested additional information from the applicant.

3. On August 21, 2008, the applicant requested to remove Certificate 80576 from Transfer Application T-10465.

4. On September 16, 2008, the applicant submitted two revised transfer maps. A revised map showing the area of municipal coverage with corrected section numbers and a revised map of supplemental water rights (map 2 of 4) excluding Certificate 80567.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or 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.

5. The portion of the first right to be transferred is as follows:

**Certificate:** 80566 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT confirmed by decree entered of record at Salem in the Order Record of the State Engineer in Volume 14, Page 498
**Use:** PRIMARY IRRIGATION OF 14.8 ACRES
**Priority Date:** SEPTEMBER 14, 1899
**Rate:** 0.11 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 14.8 |

6. The portion of the second right to be transferred is as follows:

**Certificate:** 80567 in the name in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT and MEDFORD IRRIGATION DISTRICT confirmed by decree entered of record at Salem in the Order Record of the Sate Engineer in Volume 14, Page 498
**Use:** PRIMARY IRRIGATION OF 15.2 ACRES
**Priority Date:** SEPTEMBER 14, 1899
**Rate:** 0.11 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | NE SW | 10.0 |
| 37 S | 1 W | WM | 5 | NW SW | 5.2 |
| | | | | Total | 15.2 |

7. The portion of the third right to be transferred is as follows:

**Certificate:** 80569 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit E-19.
**Use:** PRIMARY IRRIGATION OF 97.9 ACRES AND SUPPLEMENTAL IRRIGATION OF 30.0 ACRES
**Priority Date:** JULY 23, 1909
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| PRIMARY IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 18.0 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 16.1 |
| 37 S | 1 W | WM | 5 | NW SW | 26.1 |
| | | | | Total | 97.9 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 14.8 |
| 37 S | 1 W | WM | 5 | NE SW | 10.0 |
| 37 S | 1 W | WM | 5 | NW SW | 5.2 |
| | | | | Total | 30.0 |

8. The portion of the fourth right to be transferred is as follows:

**Certificate:** 80571 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit S-407.
**Use:** SUPPLEMENTAL IRRIGATION OF 127.9 ACRES
**Priority Date:** MARCH 31, 1910
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Sources:** FOURMILE LAKE RESERVOIR, within the KLAMATH RIVER BASIN; and water draining or flowing into the CASCADE CANAL; and FISH LAKE RESERVOIR; within the ROGUE RIVER BASIN

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 5 E | WM | 9 | SW NW | FOURMILE LAKE DAM - 3600 FEET NORTH AND 4200 FEET EAST FROM THE SW CORNER OF SECTION 9 |
| 37 S | 4 E | WM | 4 | SE SE | FISH LAKE DAM - 4000 FEET SOUTH AND 600 FEET EAST FROM THE NE CORNER OF SECTION 4 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |

**Authorized Place of Use:**

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 32.8 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 26.1 |
| 37 S | 1 W | WM | 5 | NW SW | 31.3 |
| | | | | Total | 127.9 |

9. There is an apparent scrivener's error in two of the point of diversion descriptions in Certificate 80571 (described in Finding of Fact No. 9 above). The Fourmile Lake Dam point of diversion (POD) description should give the coordinates from the *SE* Corner of Section 9, not the *SW* Corner as currently described in Certificate 80571. Additionally, the Fish Lake Dam POD description states "600 feet *East* from NE corner", this should be "600 feet *West* from NE corner". Corrections to the POD coordinates are based on the maps and correspondence from the applicant and confirmation from an aerial photo and other maps of the area. The authorized points of diversion under the right evidenced by Certificate 80571 should be described as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |
| 36 S | 5 E | WM | 9 | SW NW | FOURMILE LAKE DAM - 3600 FEET NORTH AND 4200 FEET WEST FROM THE SE CORNER OF SECTION 9 |
| 37 S | 4 E | WM | 4 | SE SE | FISH LAKE DAM - 4000 FEET SOUTH AND 600 FEET WEST FROM THE NE CORNER OF SECTION 4 |
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |

10. The portion of the fifth right to be transferred is as follows:

**Certificate:** 80574 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit S-1705.
**Use:** SUPPLEMENTAL IRRIGATION OF 127.9 ACRES
**Priority Date:** JUNE 24, 1913
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Source:** ANTELOPE CREEK, tributary to LITTLE BUTTE CREEK

**Authorized Point of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 1 E | WM | 30 | SW NE | HOPKINS CANAL - 770 FEET NORTH AND 1650 FEET WEST FROM THE E¼ CORNER OF SECTION 30 |

**Authorized Place of Use:**

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 32.8 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 26.1 |
| 37 S | 1 W | WM | 5 | NW SW | 31.3 |
| | | | | Total | 127.9 |

11. Transfer Application T-10465 proposes to change the character of use to municipal use.

12. Transfer Application T-10465 proposes an additional point of diversion approximately 15 miles downstream from the closest existing point of diversion associated with Certificate 80574 (Hopkins Ditch POD). The additional point of diversion is located:

| Twp | Rng | Mer | Sec | Q-Q | DLC | Measured Distances |
|---|---|---|---|---|---|---|
| 36S | 2W | W.M. | 13 | SW NW | 42 | MEDFORD WATER COMMISSION DUFF TREATMENT PLANT - 3961.8 FEET SOUTH AND 1883.3 FEET EAST FROM THE NE CORNER OF DLC 42 IN SECTION 11 |

13. Transfer Application T-10465 proposes to change the place of use to within the city limits of the City of Central Point, described as:

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 36 | S | 2 | W | WM | 34 | NE | SW |
| 36 | S | 2 | W | WM | 34 | SE | SW |
| 36 | S | 2 | W | WM | 34 | NE | SE |
| 36 | S | 2 | W | WM | 34 | NW | SE |
| 36 | S | 2 | W | WM | 34 | SW | SE |
| 36 | S | 2 | W | WM | 34 | SE | SE |
| 36 | S | 2 | W | WM | 35 | SW | SW |
| 36 | S | 2 | W | WM | 35 | SE | SE |
| 36 | S | 2 | W | WM | 36 | SE | NW |
| 36 | S | 2 | W | WM | 36 | NE | SW |
| 36 | S | 2 | W | WM | 36 | SW | SW |
| 36 | S | 2 | W | WM | 36 | SE | SW |
| 37 | S | 2 | W | WM | 1 | NE | NW |
| 37 | S | 2 | W | WM | 1 | NW | NW |
| 37 | S | 2 | W | WM | 1 | SW | NW |
| 37 | S | 2 | W | WM | 1 | SE | NW |
| 37 | S | 2 | W | WM | 1 | NE | SW |
| 37 | S | 2 | W | WM | 1 | NW | SW |
| 37 | S | 2 | W | WM | 1 | SW | SW |
| 37 | S | 2 | W | WM | 1 | SE | SW |
| 37 | S | 2 | W | WM | 2 | NE | NE |
| 37 | S | 2 | W | WM | 2 | SE | NE |
| 37 | S | 2 | W | WM | 2 | NW | NW |
| 37 | S | 2 | W | WM | 2 | SW | NW |
| 37 | S | 2 | W | WM | 2 | SE | NW |
| 37 | S | 2 | W | WM | 2 | NE | SW |
| 37 | S | 2 | W | WM | 2 | NW | SW |

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 37 | S | 2 | W | WM | 2 | SW | SW |
| 37 | S | 2 | W | WM | 2 | SE | SW |
| 37 | S | 2 | W | WM | 2 | NE | SE |
| 37 | S | 2 | W | WM | 2 | NW | SE |
| 37 | S | 2 | W | WM | 2 | SW | SE |
| 37 | S | 2 | W | WM | 2 | SE | SE |
| 37 | S | 2 | W | WM | 3 | NE | NE |
| 37 | S | 2 | W | WM | 3 | NW | NE |
| 37 | S | 2 | W | WM | 3 | SW | NE |
| 37 | S | 2 | W | WM | 3 | SE | NE |
| 37 | S | 2 | W | WM | 3 | NE | NW |
| 37 | S | 2 | W | WM | 3 | NW | NW |
| 37 | S | 2 | W | WM | 3 | SW | NW |
| 37 | S | 2 | W | WM | 3 | SE | NW |
| 37 | S | 2 | W | WM | 3 | NE | SW |
| 37 | S | 2 | W | WM | 3 | NW | SW |
| 37 | S | 2 | W | WM | 3 | SW | SW |
| 37 | S | 2 | W | WM | 3 | SE | SW |
| 37 | S | 2 | W | WM | 3 | NE | SE |
| 37 | S | 2 | W | WM | 3 | NW | SE |
| 37 | S | 2 | W | WM | 3 | SW | SE |
| 37 | S | 2 | W | WM | 3 | SE | SE |
| 37 | S | 2 | W | WM | 10 | NE | NE |
| 37 | S | 2 | W | WM | 10 | NW | NE |
| 37 | S | 2 | W | WM | 10 | SW | NE |
| 37 | S | 2 | W | WM | 10 | SE | NE |
| 37 | S | 2 | W | WM | 10 | NE | NW |
| 37 | S | 2 | W | WM | 10 | NW | NW |
| 37 | S | 2 | W | WM | 10 | SW | NW |
| 37 | S | 2 | W | WM | 10 | SE | NW |
| 37 | S | 2 | W | WM | 10 | NE | SW |
| 37 | S | 2 | W | WM | 10 | NW | SW |
| 37 | S | 2 | W | WM | 10 | SW | SW |
| 37 | S | 2 | W | WM | 10 | SE | SW |
| 37 | S | 2 | W | WM | 10 | NE | SE |
| 37 | S | 2 | W | WM | 10 | NW | SE |
| 37 | S | 2 | W | WM | 10 | SW | SE |

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 37 | S | 2 | W | WM | 10 | SE | SE |
| 37 | S | 2 | W | WM | 11 | NE | NE |
| 37 | S | 2 | W | WM | 11 | NW | NE |
| 37 | S | 2 | W | WM | 11 | SW | NE |
| 37 | S | 2 | W | WM | 11 | SE | NE |
| 37 | S | 2 | W | WM | 11 | NE | NW |
| 37 | S | 2 | W | WM | 11 | NW | NW |
| 37 | S | 2 | W | WM | 11 | SW | NW |
| 37 | S | 2 | W | WM | 11 | SE | NW |
| 37 | S | 2 | W | WM | 11 | NE | SW |
| 37 | S | 2 | W | WM | 11 | NW | SW |
| 37 | S | 2 | W | WM | 11 | SW | SW |
| 37 | S | 2 | W | WM | 11 | SE | SW |
| 37 | S | 2 | W | WM | 11 | NE | SE |
| 37 | S | 2 | W | WM | 11 | NW | SE |
| 37 | S | 2 | W | WM | 11 | SW | SE |
| 37 | S | 2 | W | WM | 11 | SE | SE |
| 37 | S | 2 | W | WM | 12 | NE | NW |
| 37 | S | 2 | W | WM | 12 | NW | NW |
| 37 | S | 2 | W | WM | 12 | SW | NW |
| 37 | S | 2 | W | WM | 12 | SE | NW |
| 37 | S | 2 | W | WM | 12 | NE | SW |
| 37 | S | 2 | W | WM | 12 | NW | SW |
| 37 | S | 2 | W | WM | 12 | SW | SW |
| 37 | S | 2 | W | WM | 12 | SE | SW |

14. Notice of the application for transfer was published on October 16, 2007, pursuant to ORS 540.520 and OAR 690-380-4000. The Bureau of Reclamation submitted comments regarding the proposal to transfer Certificate 80576. Water Right Certificate 80576 has been subsequently withdrawn from Transfer Application T-10465.

15. The City of Central Point will be the recipient of the transferred water rights. The City will be responsible for completion of the proposed changes after the final order is issued.

16. The Oregon Department of Fish and Wildlife (ODFW) has determined that an adequate fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. The diversion may be eligible for screening cost share funds. However, funds may not be currently available.

17. Because of the absence of adequate fish screens at the proposed additional point of diversion, ODFW has suggested the following conditions be included in Transfer Application T-10465:

    A. The water user may withdraw water at the new point of diversion without adequate fish screening or by-pass device for one continuous four hour period between September 1 and October 1, 2009, for the purposes of proving up Transfer Application T-10465. After October 1, 2009, no further diversion of water will be allowed until adequate fish screening and/or by-pass devices have been installed and approved by ODFW. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

    B. If a claim of beneficial use is submitted prior to installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require that the water rights be leased instream prior to diversion of any water.

    C. If a claim of beneficial use is submitted after the installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require operation and maintenance of the fish screen consistent with ODFW standards.

18. On March 26, 2008, the Department received a letter from Talent Irrigation District stating that the acreage proposed for transfer is not able to receive water from the sources listed under Permit S-25915. The permit will not be proved up on the lands included in this transfer application.

19. On April 15, 2008, the Department received a letter from Medford Irrigation District (MID) stating that MID consents to the transfer of the water rights to the City of Central Point proposed in Transfer Application T-10465.

20. On April 1, 2009, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10465 to the applicant. The cover letter for the draft Preliminary Determination pointed out Findings 17 and 23 and Conditions 5,6,7,and 10. The cover letter also set forth a deadline of May 1, 2009, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination.

21. On April 29, 2009, the Department issued a preliminary determination proposing to approve Transfer T-10465 and mailed a copy to the applicant. Additionally, notice of the preliminary determination for the transfer application was published on the Department's weekly notice on May 5, 2009, and in the Medford Mail Tribune on May 14, 21 and 28, 2009, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notices.

*Transfer Review Criteria [OAR 690-380-4010(2)]*

22. Water has been used within the five years prior to the date the transfer was filed according to the terms and conditions of the right, and no evidence is available that would demonstrate that the right is subject to forfeiture under ORS 540.610.

23. Diversion structures and ditches sufficient to use the full amount of water allowed under the existing rights are present.

24. The proposed change in character of use would not result in enlargement of the rights, provided:

    A. The rate of diversion for municipal use under the right evidenced by Certificate 80566 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 51.8 acre feet during the time period of April 1 to October 1.

    B. The rate of diversion for municipal use under the right evidenced by Certificate 80567 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 53.2 acre feet during the time period of April 1 to October 1.

    C. The rate of diversion for municipal use under the right evidenced by Certificate 80569 for primary irrigation and Certificates 80571 and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.50 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 342.6 acre feet during the time period of April 1 to October 1.

25. The proposed changes, as conditioned, would not result in injury to other water rights.

**Conclusions of Law**

The proposed additional point of diversion, change in character of use and place of use proposed in Transfer Application T-10465 are consistent with the requirements of ORS 540.505 to 540.580, and OAR 690-380-5000.

**Now, therefore, it is ORDERED:**

1. The additional point of diversion, change in character of use and places of use proposed in Transfer Application T-10465 are approved.

2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 80566, 80567, 80569, 80571, and 80574 and any related decree.

3. Certificates 80566, 80567, 80569, 80571, and 80574 are cancelled. New certificates will be issued describing the portions of the rights not affected by this transfer.

4. The quantity of water diverted at the proposed additional point of diversion, together with that diverted at the old points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.

5. The rate of diversion for municipal use under the rights evidenced by Certificate 80566 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 51.8 acre feet during the time period of April 1 to October 1.

6. The rate of diversion for municipal use under the right evidenced by Certificate 80567 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 53.2 acre feet during the time period of April 1 to October 1.

7. The rate of diversion for municipal use under the right evidenced by Certificate 80569 for primary irrigation and Certificates 80571 and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.50 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 342.6 acre feet during the time period of April 1 to October 1.

8. The former places of use of the transferred water shall no longer receive water for irrigation as part of these rights.

9. Prior to diverting water, the water user shall install and maintain a 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.

10. Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required fish screening and/or by-pass device meets ODFW's criteria. The water user may withdraw water at the new point of diversion without adequate fish screening or by-pass device for one continuous four hour period between September 1 and October 1, 2009, for the purposes of proving up Transfer Application T-10465. After October 1, 2009, no further diversion of water will be allowed until adequate fish screening and/or by-pass devices have been installed and approved by ODFW. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

11. The approved changes associated with Transfer T-10465 shall be completed and full beneficial use of the water shall be made on or before October 1, 2014. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.

12. If a claim of beneficial use is submitted prior to installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require that the water rights be leased instream prior to diversion of any water.

13. If a claim of beneficial use is submitted after the installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require operation and maintenance of the fish screen consistent with ODFW standards.

Dated at Salem, Oregon this 29th day of June 2009.

Phillip C. Ward, Director for

*Mailing Date:* JUL 14 2009

MEDFORD WATER COMMISSION

200 South Ivy Street - Room 177 Medford, Oregon 97501
Customer Service (541) 774-2430 • Administration (541) 774-2440
Fax (541) 774-2555 • wtrcom@ci.medford.or.us
www.medfordwater.org

November 16, 2010

Gerry Clark
Oregon Water Resources Department
Water Rights and Adjudications Diversion
725 NE Summer Street, Suite A
Salem, OR 97301

RE: Water Use Permit S-53445, Application S-80641
Water Use Permit S-47672, Application S-60890
Water Use Permit S-52650, Application S-71996
Water Use Permit S-53898, Application S-84029
Transfer T-9900
Transfer T-10465
Transfer T-10120
Transfer T-9973
Transfer T-10527
Transfer T-10160
Transfer T-10614
Transfer T-10960

Dear Mr. Clark;

The water rights identified above have a point of diversion at the Medford Water Commission's (Commission) Duff Water Treatment Plant. In the interest of sound management of its water system, the Commission requests to receive notification if a claim of beneficial use is submitted for any of these water rights.

Please direct the notice to:

Bob Jones
Medford Water Commission
200 S. Ivy Street, Room 177
Medford, OR 97501
(541) 774-2439
bjones@ci.medford.or.us

Please contact me if you have any questions about this request. I can be reached at (541) 774-2430.

Sincerely,

Larry Rains
Manager

RECEIVED
NOV 17 2010
WATER RESOURCES DEPT
SALEM, OREGON

# Completion Checklist for CWRE Claims of Beneficial Use

Application # T-10465

Date Received 8/4/2011
CWRE Name Herb Forbes Claim Logged yes
File Marked yes
Oversized Map # 0603
Read the file and attach a copy of the permit or transfer final order. _____

**Map Review:**

✓ Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b)
✓ Application & permit #; or transfer # (OAR 690-014-0100(1)
✓ Disclaimer (OAR 690-014-0170(5)
✓ North arrow (OAR 690-310-0050(2)(c)
✓ CWRE stamp and signature (OAR 690-014 & 310-0050)
✓ Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310)
✓ Township, range, section, and tax lot numbers (OAR 690-310-0050(4)
_____ Source illustrated if surface water (OAR 690-014-0170(3)
_____ Point(s) of diversion or appropriation (illustrated) (OAR 690–014(4) & 690-310-0050)
_____ Point(s) of diversion or appropriation (coordinates)(OAR 690–014(4) & 690-310-0050)
_____ Conveyance structures illustrated (pump, pipelines, ditches, etc.) (OAR 690-310-0050)
_____ Description of the location, in relation to the point of diversion or appropriation, of any fish screens, by-pass devices, and measuring devices required (OAR 690–014(4)
_____ Place of use (1/4 1/4, or projected 1/4 1/4 lines within DLCs, or Gov Lots; if irrigation, # of acres in each subdivision; if for domestic or human consumption, location of dwelling or spigot) (OAR 690-310-0050, 690-014, 690-380-6010)

**Report Review:**

✓ On form or format provided by the Department (OAR 690-014-0100(1)
✓ Application & permit #; or transfer # (OAR 690-014)
✓ Ownership information (OAR 690-014)
✓ Date of survey (OAR 690-014)
✓ Person interviewed (OAR 690-014)
✓ County (OAR 690-014)
N/A ~~Tax lot information (OAR 690-014)~~
_____ Description of conveyances system (from POD to POU) (OAR 690-014-0100)
_____ Source(s) of water (OAR 690-014-0100)
_____ Point of diversion/appropriation location (OAR 690-014-0100)
_____ Use, period of use, and rate for use (OAR 690-014-0100)
_____ Place of use location (OAR 690-014-0100)
_____ Type of use (OAR 690-014-0100)
_____ Extent of use (OAR 690-014-0100)
_____ Rate and Duty (OAR 690-014-0100)
_____ Diversion rate for each use (OAR 690-014-0100)
_____ Diversion works description (pump make, serial model, capacity, and description) (OAR 690-014-0100)
_____ System capacity (OAR 690-014-0100)
  _____ Calculated capacity of system (required)
  _____ Measured amount of use (optional)
_____ Permit/Transfer Final Order Conditions (OAR 690-014-0100)
  _____ Time limits
  _____ Initial water level measurements
  _____ Annual static water level measurements
  Measurement, recording, and reporting
    ____ Meter/measuring device
    ____ Water use reporting
  _____ Fish screening and/or by-pass
  _____ Pump test (ground water)
  _____ Other conditions
    _____
    _____

✓ CWRE stamp and signature (OAR 690-014-0100)
✓ Signature(s) of permittee of transfer holder (OAR 690-014-0100)

DEF = deficient
N/A = Not Applicable

## Certificate Issuance Processing Checklist

_____Map and COBU reviewed
_____Conflict check (include copy of plat card printout) Any Conflicts? _____
_____Check for ownership

## Staff Recommendations:

_____ Proof to the Satisfaction has been established to the full extent as described in the permit or transfer order.

_____ Proof to the Satisfaction has been not been established to the full extent as described in the permit or transfer order and the right should be limited as follows: _____

_____ Proof to the Satisfaction has not been established for the following reasons: _____
**Proposed Actions:**
Send letter requesting the following items/information:_____
_____ Send letter recommending extension to cure deficiencies:_____

Can certificate be processed further?
_____Yes

If "Yes":
_____Proposed
_____Final Certificate #_____

Mailing list:

Proposed:

Final:

**Oregon Water Resources Department**
**725 Summer St. NE, Suite A**
**Salem, OR 97301-1266**

# CLAIM OF BENEFICIAL USE

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. Every numbered item must have a response. If any requested information does not apply to the Claim, insert "n/a." Do not delete any section of this form unless directed by the form. The Department may require the submittal of additional information from any water user or authorized agent. **A separate form shall be completed for each permit or transfer final order.**

## I. General Information

1. File Information

| Application Number (G, R, S or T) | Permit Number (if applicable) |
|---|---|
| T-10465 | |

2. Property owner (current owner information)

a. Individuals

| | | |
|---|---|---|
| Name | | |
| Mailing Address | | |
| City/State/Zip | | |
| Phone # | | |
| Fax # | | |
| e-mail address | | |

b. Businesses/Organizations

| | |
|---|---|
| Name | City of Central Point |
| Contact Person and Title | Matt Samitore, Public Works Director |
| Mailing Address | PO Box 3576 |
| City/State/Zip | Central Point, OR 97502 |
| Phone | 541-664-3321 extension 205 |
| Fax | |
| e-mail | Matt.Samitore@centralpointoregon.gov |

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If the current property owner is not the permittee or transfer holder of record, it is recommended that an assignment be filed with the Department. The COBU must be signed by the permit/transfer holder of record.

3. Permittee / Transferee of record (this may, or may not, be the current property owner)

c. Individuals

| | Individual 1 | Individual 2 |
|---|---|---|
| Name | | |
| Mailing Address | | |
| City/State/Zip | | |

d. Businesses/Organizations

| | |
|---|---|
| Name | Same |
| Contact Person and Title | |
| Mailing Address | |
| City/State/Zip | |

4. Date of Site Inspection:

5. Person(s) interviewed and description of their association with the project:

| Name | Date | Association with the project |
|---|---|---|
| Jim Stockton | September 24, 2009 | Manager of Medford Water Commission Duff Water Treatment Plant |
| Max Woody | September 24, 2009 | Public Works Supervisor |

6. County: Jackson

7. Tax Lot Information:

| Tax map number | Tax lot number |
|---|---|
| City of Central Point Urban Growth Boundary. | T36S, R2W, W.M. Sections 34, 35 & 36<br>T37S, R2W, W.M. Sections 1,2, 3, 10, 11 & 12 |
| | |
| | |

8. If any property described in the place of use of the permit or transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(3)):

**Mark "NA" if there are no owners of property not included in this claim

| | |
|---|---|
| Name | NA |
| Contact Person and Title | |
| Mailing Address | |
| City/State/Zip | |
| Phone # | |

| | |
|---|---|
| Name | |
| Contact Person and Title | |
| Mailing Address | |
| City/State/Zip | |
| Phone # | |

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## II. Points of Diversion/Appropriation and Place of Use

For each point of diversion or appropriation, provide the following information. If the claim is for more than one point of diversion/appropriation, copy and complete this section for each point of diversion or appropriation.

1. Provide a general narrative description of the distribution works. This description must trace the water system from the point of diversion or appropriation to and include the place of use:

The water affected by this COBU is storage of Four Mile Lake Reservoir, water flowing into the Cascade Canal and Fish Lake Reservoir. The water from Four Mile Lake Reservoir is transported through the Cascade Canal; the canal also diverts the natural flow into the canal. The Cascade Canal drains into Fish Lake Reservoir. The combined water of all three sources is released as needed into the North Fork of Little Butte Creek. These sources are in joint operation by Medford Irrigation District and Rogue River Valley Irrigation District. The water flows down the North Fork of Little Butte Creek to the North Fork Diversion where it can be diverted into the Joint Canal for transport through the canal system to be released into several creeks that return to Little Butte Creek or the water can be passed by the North Fork Diversion to flow down Little Butte Creek to the Rogue River and thence down the Rogue River to the intake of the Medford Water Commission Duff Water Treatment Plant. At this point the Medford Water Commission diverts water for the City of Medford and several client cities, including the City of Central Point. There are 5 diversion pumps that pump water into a 42 inch mainline. The flow is metered before entering the water treatment plant. After flowing through the various steps of treatment to reach potable water standards the water is stored in a 5 million gallon reservoir used as a bulge in the system. The water in pumped into the distribution system by 5 high service pumps. The City of Central Point receives delivery from the system of Medford Water Commission at three locations into the system owned by the City. There are two storage reservoirs used as a bulge in the system. The 2 MG reservoir is filled from pressure from the system and drains by gravity. The 1 MG reservoir is filled by system pressure and is drained by two pumps that inject the stored water back into the system.

2. Point of diversion/appropriation name or number (correspond to map):

| Point of diversion/appropriation name or number (correspond to map) | Well log ID # for all work performed on the well (if applicable) | Well tag # (if applicable) |
|---|---|---|
| Four Mile Lake Dam | | |
| | | |

Attach each well log available for the well (include the log for the original well and any subsequent alterations, reconstructions, and deepenings)

3. Point of diversion/appropriation source and, if from surface water, the tributary:

| Source | Tributary to |
|---|---|
| Four Mile Creek | Upper Klamath Lake |

4. Point of diversion/appropriation location:

| (DLC, Government Lot, ¼ ¼, Section, Township, Range) | Reference to a recognized public land survey corner by distance and bearing or by coordinates |
|---|---|
| SW NW, Sec 9, T36S, R5E W.M. | North 3600 feet and 4200 feet West from the SE corner of Section 9.<br>Note: certificate 81635 has this list incorrectly |

5. Actual use(s), period of use, and rate for each use:

| Uses | If irrigation, list crop type | When water is used | Rate for use |
|---|---|---|---|
| Municipal | | | 1.20 CFS |
| | | | |
| | | | |

**Total Quantity of Water** **1.20 CFS**

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6. Place of use for the point of diversion or appropriation:

| DLC | Gov lot | 1/4 1/4 | Section | Township | Range | Use | # of primary acres | # of supplemental acres |
|---|---|---|---|---|---|---|---|---|
| | See | | | | | | | |

| | | | | | | | | |
|---|---|---|---|---|---|---|---|---|
| | table 1 attached | | | | | | | |
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| | | | | | | | | |

**Total Acres Irrigated** _____

2. Point of diversion/appropriation name or number (correspond to map):

| Point of diversion/appropriation name or number (correspond to map) | Well log ID # for all work performed on the well (if applicable) | Well tag # (if applicable) |
|---|---|---|
| Fish Lake Dam | | |
| | | |

Attach each well log available for the well (include the log for the original well and any subsequent alterations, reconstructions, and deepenings)

3. Point of diversion/appropriation source and, if from surface water, the tributary:

| Source | Tributary to |
|---|---|
| North Fork Little Butte Creek | Little Butte Creek, trip to Rogue River |

4. Point of diversion/appropriation location:

| (DLC, Government Lot, ¼ ¼, Section, Township, Range) | Reference to a recognized public land survey corner by distance and bearing or by coordinates |
|---|---|
| SE SE, Section 4, T37S, R4E, W.M. | South 4000 feet and East 600 feet from the NE corner of Section 4. |

5. Actual use(s), period of use, and rate for each use:

| Uses | If irrigation, list crop type | When water is used | Rate for use |
|---|---|---|---|
| Municipal | | | 1.20 CFS |
| | | | |
| | | | |

**Total Quantity of Water** **1.20 CFS**

6. Place of use for the point of diversion or appropriation:

| DLC | Gov lot | 1/4 1/4 | Section | Township | Range | Use | # of primary acres | # of supplemental acres |
|---|---|---|---|---|---|---|---|---|
| | See table 1 attached | | | | | | | |
| | | | | | | | | |
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**Total Acres Irrigated** _____

2. Point of diversion/appropriation name or number (correspond to map):

| Point of diversion/appropriation name or number | Well log ID # for all | Well tag # |
|---|---|---|

| (correspond to map) | work performed on the well (if applicable) | (if applicable) |
|---|---|---|
| Bradshaw Drop | | |
| | | |

Attach each well log available for the well (include the log for the original well and any subsequent alterations, reconstructions, and deepenings)

3. Point of diversion/appropriation source and, if from surface water, the tributary:

| Source | Tributary to |
|---|---|
| Joint MID and RRVID Canal | Rogue River |

4. Point of diversion/appropriation location:

| (DLC, Government Lot, ¼ ¼, Section, Township, Range) | Reference to a recognized public land survey corner by distance and bearing or by coordinates |
|---|---|
| SW SW, T36S, R1E, Section 8 W.M. | Bradshaw Drop (as listed on certificate) |

5. Actual use(s), period of use, and rate for each use:

| Uses | If irrigation, list crop type | When water is used | Rate for use |
|---|---|---|---|
| Municipal | | | 1.20 CFS |
| | | | |
| | | | |

**Total Quantity of Water** **1.20 CFS**

6. Place of use for the point of diversion or appropriation:

| DLC | Gov lot | 1/4 1/4 | Section | Township | Range | Use | # of primary acres | # of supplemental acres |
|---|---|---|---|---|---|---|---|---|
| | See table 1 attached | | | | | | | |
| | | | | | | | | |
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| | | | | | | | | |
| | | | | | | | | |

**Total Acres Irrigated** _____

2. Point of diversion/appropriation name or number (correspond to map):

| Point of diversion/appropriation name or number (correspond to map) | Well log ID # for all work performed on the well (if applicable) | Well tag # (if applicable) |
|---|---|---|
| Additional POD | | |
| | | |

Attach each well log available for the well (include the log for the original well and any subsequent alterations, reconstructions, and deepenings)

3. Point of diversion/appropriation source and, if from surface water, the tributary:

| Source | Tributary to |
|---|---|
| Four Mile Lake Reservoir, Cascade Canal and Fish Lake Reservoir | Upper Klamath Lake and Rogue River |

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4. Point of diversion/appropriation location:

| (DLC, Government Lot, ¼ ¼, Section, Township, Range) | Reference to a recognized public land survey corner by distance and bearing or by coordinates |
|---|---|
| SW NW, Lot 41, Sec 13, T36S, R2W W.M. | 3961.8 feet South and 1883.3 feet East from the NE Corner of DLC 42, T36S, R2W, W.M. |

5. Actual use(s), period of use, and rate for each use:

| Uses | If irrigation, list crop type | When water is used | Rate for use |
|---|---|---|---|
| Municipal | | | 1.20 CFS |
| | | | |
| | | | |

**Total Quantity of Water** **1.20 CFS**

6. Place of use for the point of diversion or appropriation:

| DLC | Gov lot | 1/4 1/4 | Section | Township | Range | Use | # of primary acres | # of supplemental acres |
|---|---|---|---|---|---|---|---|---|
| | See table 1 attached | | | | | | | |
| | | | | | | | | |
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| | | | | | | | | |

**Total Acres Irrigated** _____

**Groundwater Source Information (Well and Sump)**

**If the appropriation is not from ground water (well or sump), this section, items 1-5, can be deleted.

**Reservoir Data**

**If this claim is not for a reservoir, or the system does not involve a reservoir as part of the distribution system, this section, items 1-7, can be deleted.

**Storage tank data**

**If this system does not include a storage tank as part of the distribution system, this section, item 1, can be deleted.

1. If the system involved a storage tank, complete the table below:

| Material (concrete, fiberglass, metal, etc.) | Capacity in gallons | Above ground or buried |
|---|---|---|
| Medford Water Commission storage reservoir<br>Used for bulge in system for entire system of which City of Central Point is a part<br><br>Tank is concrete | 5 million gallons | buried |

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1. If the system involved a storage tank, complete the table below:

| Material (concrete, fiberglass, metal, etc.) | Capacity in gallons | Above ground or buried |
|---|---|---|
| City of Central Point steel reservoir | 2,000,000 gallons | Above ground |

1. If the system involved a storage tank, complete the table below:

| Material (concrete, fiberglass, metal, etc.) | Capacity in gallons | Above ground or buried |
|---|---|---|
| City of Central Point steel reservoir | 1,000,000 gallons | Above ground |

**Gravity flow pipe** (The Department typically uses the Hazen-William's formula for a gravity flow pipe system)

**If this claim does not rely on a gravity flow pipe to convey the water as part of the distribution system, this section, items 1-3, can be deleted.

**Gravity flow canal or ditch** (The Department typically uses Manning's formula for canals and ditches)

**If this claim does not rely on a gravity flow canal or ditch to convey the water as part of the distribution system, this section, items 1-3, can be deleted.

**System Information:**

Provide the following information concerning the diversion and delivery system. Trace the flow of water from the point of diversion/appropriation to the place of use.

Please note that there are five diversion pumps operated by the Medford Water Commission. Pumps #1 and #2 are rated at 10.8 CFS. Pumps #3 through #5 are rated at 35.7 CFS. At the time of field survey for this COBU only pump #4 was in operation. Listed below is the data on pump #4.

1. Pump information **Medford Water Commission diversion pump #4** (there are 5 diversion pumps)

| Brand | Model | Serial Number | Type (centrifugal, turbine or submersible) | Intake size | Discharge size |
|---|---|---|---|---|---|
| Johnston | | 95JB1801 | Turbine | 20 inch | 20 inch |

2. Motor information

| Brand | Model | Horsepower | Max RPM | Voltage |
|---|---|---|---|---|
| Titan | 891856/Y11Y039058892 | 500 | 889 | 480 |

3. Meter information (if required in permit or transfer final order)

| Make | Serial # | Condition (working or not) | Current meter reading | Notes |
|---|---|---|---|---|
| Rosemont | 086D132756 | Working | 904.64 million gallons | |
| | | | | |

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4. Measurement device description

| Device description | Condition (working or not) | Notes |
|---|---|---|
| NA | | |

5. Measured pump capacity (using meter if meter was present and system was operating)

| Initial meter reading | Ending meter reading | Duration of time observed | Total pump output |
|---|---|---|---|
| 2739.10 | 2739.40 | 21m 57s | 300,000 gal |

6. Theoretical pump capacity

| Horsepower | Operating psi | Lift from source to pump *If a well, the water level during pumping (see pump test results) | Lift from pump to place of use | Total pump output |
|---|---|---|---|---|
| 500 | No gauge | 0 | 68 ft to reservoir | 32.56 CFS |

7. Provide pump calculations in the box below:

| |
|---|
| See attached pump calculation sheet titled "Diversion Pump" |

Please note the water from the diversion pumps flow through the water treatment plant by gravity to the 5 million gallon storage tank. The purpose of this tank is to absorb the difference in flow between the amount being pumped by the diversion pumps and the high service pumps which send water to the distribution system. As the system senses increasing demand for water by the various customers supplied by the Medford Water Commission, of which the City of Central Point is a customer, the number of high service pump pumping increases. When the system senses declining storage in the 5 million gallon storage tank, then more diversion pumps enter service. The total capacity of all the diversion pumps is designed to be 103.8 CFS.

The total design capacity of the high service pumps is 3 pumps at 10.8 CFS and 2 pumps at 23.2 CFS. At any moment in time it depends on whether the 5 million gallon storage tank is filling or empting on the number and combination of pumps that are in operation. At the time of the field survey high service pump #4 was in operation. Following is the data on that pump.

1. Pump information **Medford Water Commission high service pump #4** (there are 5 high service pumps)

| Brand | Model | Serial Number | Type (centrifugal, turbine or submersible) | Intake size | Discharge size |
|---|---|---|---|---|---|
| Gould | VIT-FF | 306178 2STG | Turbine | 20 inch | 20 inch |

2. Motor information

| Brand | Model | Horsepower | Max RPM | Voltage |
|---|---|---|---|---|
| US Electric | CF03600190-926 80-05419 NRR | 800 | 1185 | 2300 Amps 178 |

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3. Meter information (if required in permit or transfer final order)

| Make | Serial # | Condition (working or not) | Current meter reading | Notes |
|---|---|---|---|---|
| See above | | | | |

4. Measurement device description

| Device description | Condition (working or not) | Notes |
|---|---|---|
| NA | | |

5. Measured pump capacity (using meter if meter was present and system was operating)

Note the rated capacity of this pump is 23.4 CSF, there is no meter downstream of the high service pumps until the delivery to the City of Central Point meters.

| Initial meter reading | Ending meter reading | Duration of time observed | Total pump output |
|---|---|---|---|
| | | | |

| | | | |
|---|---|---|---|
| | | | |

6. Theoretical pump capacity

| Horsepower | Operating psi | Lift from source to pump<br>*If a well, the water level during pumping (see pump test results) | Lift from pump to place of use | Total pump output |
|---|---|---|---|---|
| 800 | 100 to 108 | 0 | 68 ft to reservoir | 32.56 CFS |

7. Provide pump calculations in the box below:

| |
|---|
| See attached pump calculation sheet titled "High Service Pump #4" |

Note: the water subject to this COBU is transported by Medford Water Commission from the Rogue River through the Medford Water Commission system to the system of the City of Central Point, as indicated on the COBU map. At these points the water is metered to the City. The meter information below pertains to water used exclusively by the City of Central Point.

There is a pump station, as indicated on the COBU map inject water stored in the 1 million gallon storage tank back into the system. The 2 million gallon tank operated from gravity. The tanks are used as a bulge in the system to satisfy the demand of the City when the supply from the Medford Water Commission is not sufficient. At times of the day the tanks are filling and at times of high demand water is being withdrawn.

The pump station consists of two pumps. As demand for water by the City increases the pumps sense the demand and turn on to satisfy the demand.

1. Pump information **City of Central Point boost pump # 1 (has frequency drive)**

| Brand | Model | Serial Number | Type (centrifugal, turbine or submersible) | Intake size | Discharge size |
|---|---|---|---|---|---|
| Paco | 12BC/ 4 stage | 98B05169 | Turbine | 8" | 8" |

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2. Motor information

| Brand | Model | Horsepower | Max RPM | Voltage |
|---|---|---|---|---|
| Johnston | 98B05169 | 15 | 1800 | 220-440 |

1. Pump information **City of Central Point boost pump # 2 (no frequency drive)**

| Brand | Model | Serial Number | Type (centrifugal, turbine or submersible) | Intake size | Discharge size |
|---|---|---|---|---|---|
| Paco | 12BC/ 4 stage | 01B05668 | Turbine | 8" | 8" |

2. Motor information

| Brand | Model | Horsepower | Max RPM | Voltage |
|---|---|---|---|---|
| Johnston | 01B05668 | 15 | 1800 | 220-440 |

3. Meter information (if required in permit or transfer final order) **Beal Lane meter**

| Make | Serial # | Condition (working or not) | Current meter reading | Notes |
|---|---|---|---|---|

| | | | | |
|---|---|---|---|---|
| Sensus | 1635318 | Working | 617785000 gallons | 10" meter |

3. Meter information (if required in permit or transfer final order) **Hamrick Road meter**

| Make | Serial # | Condition (working or not) | Current meter reading | Notes |
|---|---|---|---|---|
| Sensus | 9686376 | Working | 455200 gallons | 2" meter |

3. Meter information (if required in permit or transfer final order) **Hamrick Road meter**

| Make | Serial # | Condition (working or not) | Current meter reading | Notes |
|---|---|---|---|---|
| Sensus | 8839862 | Working | 545390000 | 10" meter |

3. Meter information (if required in permit or transfer final order) **Hopkins Road meter**

| Make | Serial # | Condition (working or not) | Current meter reading | Notes |
|---|---|---|---|---|
| Sensus | 20127419 | Working | 892115000 gallons | 10" meter |

4. Measurement device description

| Device description | Condition (working or not) | Notes |
|---|---|---|
| NA | | |

6. Measured pump capacity (using meter if meter was present and system was operating)

Note the rated capacity of each pump is 2.0 CSF for a total of 4.0 CFS.

Please note that these pumps are used to inject water into the distribution system when the City is experiencing peak demand.

| Initial meter reading | Ending meter reading | Duration of time observed | Total pump output |
|---|---|---|---|
| 10" meter 617785000 | 617825000 | 47 m 25 s | 40,000 gal<br>843.6 GPM |
| 2" meter 455200 | 455200 | 1h 00m 30s | 0 gal |
| 10" meter 54590000 | 545390000 | 1h 00m 30s | 0 gal |
| 10" meter 892115000 | 892116000 | 0h 56m 28s | 1,000 gal<br>17.7 GPM |

6. Theoretical pump capacity

| Horsepower | Operating psi | Lift from source to pump<br>*If a well, the water level during pumping (see pump test results) | Lift from pump to place of use | Total pump output |
|---|---|---|---|---|
| 15 | 30 | -25 to 0 feet | 10 ft from reservoir to high point in City | 2.06 CFS for each pump.<br>4.12 CFS total |

7. Provide pump calculations in the box below:

See attached pump calculation sheet titled "City boost pumps"

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8. Mainline information of **Medford Water Commission system**

| Mainline size | Length | Type of pipe | Buried or above ground |
|---|---|---|---|
| 42 inch | 5200 | Ductile iron | Buried |
| 36 inch | 15,200 | Ductile iron | Buried |
| 30 inch | 13,900 | Ductile iron | Buried |
| 16 inch | 6,500 | Ductile iron | Buried |
| | | | |
| | | | |
| | | | |

8. Mainline information of **City of Central Point system**

| Mainline size | Length | Type of pipe | Buried or above ground |
|---|---|---|---|
| 16 inch | 12,100 | Ductile iron | Buried |
| 12 inch | 2,130 | Ductile iron | Buried |
| 8 inch | 2,130 | AC | Buried |
| | | | Buried |
| | | | |
| | | | |
| | | | |

9. Lateral or handline information

| Lateral or handline size | Length | Type of pipe | Buried or above ground |
|---|---|---|---|
| Many miles of laterals, see map | | | |
| | | | |
| | | | |

10. Sprinkler information Make and model:

| Make | Model | Size | Operating psi | Sprinkler output | Maximum number used | Total sprinkler output |
|---|---|---|---|---|---|---|
| NA, municipal use | | | | | | |
| | | | | | | |
| | | | | | | |

Refer to the chart of sprinkler output at various pressures for most nozzle sizes attached to this document.

$$Q_{sprinklers} = \frac{(\text{max \# heads})(\text{gpm/head})}{448.8\ \text{gpm/cfs}} = \text{cfs}$$

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11. **Additional notes or comments related to the system:**

The City of Central Point has purchased water from the Medford Water Commission for many years. The Medford Water Commission has required the City of Central Point to secure it own water right to replace the water owned by the Medford Water Commission delivered to the City of Central Point. The Medford Water Commission will continue to divert, treat and transport water owned by the City of Central Point.

The fish screen at the Medford Water Commission Duff Water Treatment Plant does not meet current fish screening standards. Medford Water Commission is in the process of bringing their screen into compliance. The City of Central Point asked for and was granted the right to lease this water right instream in Little Butte Creek until Medford Water Commission completes the fish screen up-grade.

The current rules do not allow for an inchoate water right to be leased instream. ODFW and WRD waived the fish screen requirement for a four hour period in September 2007 to allow a conditional water right certificate to be issued. This process allows the water to be leased instream while the Medford Water Commission is bringing their fish screen up to current standards.

## III. CONDITIONS

Please pay special attention to this section. All conditions contained in the permit or transfer final order shall be addressed. Reports that do not address all performance related conditions will be returned.

1. **Time Limits:**

a. Permits or transfer Final Orders contain any or all of the following dates; the date when the actual construction work was to begin, the date when the construction was to be completed, and the date when the complete application of water to the proposed use is to be completed by. These dates may be referred to as ABC dates. Describe how the water user has complied with each of the development timelines established in the permit or transfer final order:

| | Dates from permit or transfer final order | Date accomplished | Description of actions taken by water user to comply with the time limits |
|---|---|---|---|
| Begin construction | NA | | |
| Complete construction | NA | | |
| Complete application of water | 10/01/2012 | | See Final Order for provisions pertaining to this COBU |

2. **Initial Water Level Measurements:**
**If the Claim is for surface water or a reservoir, or if the water user was not required to submit static water level measurements, items b through e relating to this section can be deleted.

a. Was the water user required to submit an initial static water level measurement? NA

3. **Annual Static Water Level Measurements:**
**If the Claim is for surface water or a reservoir, or if the water user was not required to submit static water level measurements, items b through e relating to this section can be deleted.

a. Was the water user required to submit annual static water level measurements? NA

4. **Measurement, recording, and reporting conditions:**

a. Does the permit or transfer final order require the installation of a meter or approved measuring device?
YES

If a meter or approved measuring device was required, the COBU map must indicate the location of the device in relation to the point of diversion or appropriation.

**If "NO", items b through g relating to this section can be deleted.

b. Has a meter been installed? YES

c. Provide the date the meter was installed:

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The meter at the Medford Water Commission treatment plant has been in existence for many years. The meters at the delivery points from Medford Water Commission to the City of Central Point have been in existence for many years. The water right related to this COBU is intended to begin the process of replacing water used by the City of Central Point owned by the Medford Water Commission with water right owned by the City of Central Point. Therefore the system has been in use for many years. The Lake Creek gauging station in Little Butte Creek (Station number 14346700) is listed on the Final Order as satisfying the measurement requirement.

d. If a meter has not been installed, has a suitable measuring device been installed and approved by the Department? NA

e. If "YES", provide a copy of the letter approving the device, if available. If the letter is not available provide the name and title of the Water Resources Department employee approving the measuring device, and the approximate date of the approval:

**(meters have been in existence for many years because Medford Water Commission bills the City for treat and transport of City water based on amount of water delivered)**

| Name | Title | Approximate date |
|---|---|---|
| | | |

f. Is the water user required to report the water use to the Department? NO

g. Have the reports been submitted? NA

If the reports have not been submitted, attach a copy of the reports if available.

5. **Fish Screening and/or By-pass Devices**

a. Are any points of diversion required to be screened and/or have a by-pass device to prevent fish from entering the point of diversion? YES (note: See condition number 8 on Final Order)

If fish screening and/or by-pass devices were required, the COBU map must indicate their location in relation to the point of diversion.

**If "NO", items b through i relating to this section can be deleted

b. Has the fish screening been installed? See condition number 8 on Final Order

c. When was the fish screening installed?

| Date | By whom |
|---|---|
| NA | |

d. Is the **total** diversion rate of all rights at the point of diversion less than 0.5 cfs? NO

e. If the total diversion rate is less than 0.5 cfs, has the water user self certified the fish screen. NA

f. Has a self certification form been previously submitted to the Department? NA

g. If not, is the self certification form attached to this Claim? NA

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h. If the total diversion rate is greater than 0.5 cfs, has ODFW approved the screening? See condition number 8 on Final Order

i. Has the water user previously submitted a letter from ODFW approving the screening? NA

j. If not, is the approval letter attached to the Claim? NA

k. Has the by-pass device been installed? NA

l. Describe the by-pass device:

| When installed | By whom | Approved by ODFW | Description |
|---|---|---|---|
| NA see Final Order T-10465 | | | |

6. **Pump Test** (Required for ground permits prior to issuance of a certificate, but not a requirement of permit development)

a. Did the permit require the submittal of a pump test? NA

b. Has the pump test been previously submitted to the Department? NA

c. Has the pump test been approved by the Department? NA

d. If no, is the pump test attached to this Claim? NA

7. **Other Permit Conditions** (examples: special well construct standards, water conservation plans, no obstructions to fish without a fishway, etc.; number as appropriate.)

## IV. Variations, Attachments, Conclusions, Map and Signatures

### Variations

Include a description of variations from the permit or transfer final order

**None**

### Attachments

If you are attaching any documents to this report, provide a list below:

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| Attachment name | Description |
|---|---|
| Table 1 | List of the place of use by quarter- quarter |
| Bowl performance curve | Performance curve for the model of pump installed |
| Pump Capacity Calc. High Service Pump #4 | Calculation sheet of the theoretical capacity of said pump |
| Pump Capacity Calc. Diversion Pump | Calculation sheet of the theoretical capacity of said pump |

| | |
|---|---|
| Pump Capacity Calc. City Boost Pumps | Calculation sheet of the theoretical capacity of said pump |
| Map of COBU | Map showing the location of diversion, transport and use of water |

**Permit and Transfer Final Order Rates and System Rates Comparisons:**

| POD or POA name or # | Maximum rate allowed by permit or transfer final order | Calculated theoretical rate of water based on system | Actual amount of water measured (if measured) | Developed use | # of acres allowed by permit or transfer final order | # of acres developed |
|---|---|---|---|---|---|---|
| Additional POD | 1.20 CFS | 103.6 CFS (when all 5 pumps are operating) | 30.5 CFS | 1.20 CFS | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

**Claim of Beneficial Use Map**

The Claim of Beneficial Use Map must be submitted with this Claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320', 1" = 400', or the original full-size scale of the county assessor map for the location.

In the following box, provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

GPS of POD and meter location. ArcVeiw 9.2 mapping on 2005 aerial photo for distance measurement.

CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.

Seal and Signature

Certified Water Right Examiner
045
Herbert A. Farber
November 19, 1987
STATE OF OREGON
RENEWAL DATE 12-31-11

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Permit or Transfer Holders Signature or Acknowledgement

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

Matt Samitore

| Signature | MATT SAMITORE<br>Print or type name | 08/01/2011<br>Date |
|---|---|---|
| Signature | Print or type name | Date |

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# Table 1

## Location of Place of Use
## City of Central Point

| Township | Range | Section | Qtr-Qtr |
|---|---|---|---|
| 36 S | 2 W | 34 | NESW |
| 36 S | 2 W | 34 | SESW |
| 36 S | 2 W | 34 | NESE |
| 36 S | 2 W | 34 | NWSE |
| 36 S | 2 W | 34 | SWSE |
| 36 S | 2 W | 34 | SESE |
| 36 S | 2 W | 35 | SWSW |
| 36 S | 2 W | 35 | SESE |
| 36 S | 2 W | 36 | SENW |
| 36 S | 2 W | 36 | NESW |
| 36 S | 2 W | 36 | SWSW |
| 36 S | 2 W | 36 | SESW |
| 37 S | 2 W | 1 | NENW |
| 37 S | 2 W | 1 | NWNW |
| 37 S | 2 W | 1 | SWNW |
| 37 S | 2 W | 1 | SENW |
| 37 S | 2 W | 1 | NESW |
| 37 S | 2 W | 1 | NWSW |
| 37 S | 2 W | 1 | SWSW |
| 37 S | 2 W | 1 | SESW |
| 37 S | 2 W | 2 | NENE |
| 37 S | 2 W | 2 | SENE |
| 37 S | 2 W | 2 | NWNW |
| 37 S | 2 W | 2 | SWNW |
| 37 S | 2 W | 2 | SENW |
| 37 S | 2 W | 2 | NESW |
| 37 S | 2 W | 2 | NWSW |
| 37 S | 2 W | 2 | SWSW |
| 37 S | 2 W | 2 | SESW |
| 37 S | 2 W | 2 | NESE |
| 37 S | 2 W | 2 | NWSE |
| 37 S | 2 W | 2 | SWSE |
| 37 S | 2 W | 2 | SESE |

| Township | Range | Section | Qtr-Qtr |
|---|---|---|---|
| 37 S | 2 W | 3 | NENE |
| 37 S | 2 W | 3 | SWNE |
| 37 S | 2 W | 3 | SENE |
| 37 S | 2 W | 3 | NENW |
| 37 S | 2 W | 3 | NWNW |
| 37 S | 2 W | 3 | SWNW |
| 37 S | 2 W | 3 | SENW |
| 37 S | 2 W | 3 | NESW |
| 37 S | 2 W | 3 | NWSW |
| 37 S | 2 W | 3 | SWSW |
| 37 S | 2 W | 3 | SESW |
| 37 S | 2 W | 3 | NESE |
| 37 S | 2 W | 3 | NWSE |
| 37 S | 2 W | 3 | SWSE |
| 37 S | 2 W | 3 | SESE |
| 37 S | 2 W | 10 | NENE |
| 37 S | 2 W | 10 | NWNE |
| 37 S | 2 W | 10 | SWNE |
| 37 S | 2 W | 10 | SENE |
| 37 S | 2 W | 10 | NENW |
| 37 S | 2 W | 10 | NWNW |
| 37 S | 2 W | 10 | SWNW |
| 37 S | 2 W | 10 | SENW |
| 37 S | 2 W | 10 | NESW |
| 37 S | 2 W | 10 | NWSW |
| 37 S | 2 W | 10 | SWSW |
| 37 S | 2 W | 10 | SESW |
| 37 S | 2 W | 10 | NESE |
| 37 S | 2 W | 10 | NWSE |
| 37 S | 2 W | 10 | SWSE |
| 37 S | 2 W | 10 | SESE |
| 37 S | 2 W | 11 | NENE |
| 37 S | 2 W | 11 | NWNE |
| 37 S | 2 W | 11 | SWNE |
| 37 S | 2 W | 11 | SENE |
| 37 S | 2 W | 11 | NENW |
| 37 S | 2 W | 11 | NWNW |
| 37 S | 2 W | 11 | SWNW |
| 37 S | 2 W | 11 | SENW |
| 37 S | 2 W | 11 | NESW |

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| | | | | | | | |
|---|---|---|---|---|---|---|---|
| 37 S | 2 W | 11 | NWSW | 37 S | 2 W | 12 | NENW |
| 37 S | 2 W | 11 | SWSW | 37 S | 2 W | 12 | NWNW |
| 37 S | 2 W | 11 | SESW | 37 S | 2 W | 12 | SWNW |
| 37 S | 2 W | 11 | NESE | 37 S | 2 W | 12 | SENW |
| 37 S | 2 W | 11 | NWSE | 37 S | 2 W | 12 | NESW |
| 37 S | 2 W | 11 | SWSE | 37 S | 2 W | 12 | NWSW |
| 37 S | 2 W | 11 | SESE | 37 S | 2 W | 12 | SWSW |
| | | | | 37 S | 2 W | 12 | SESW |

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**Pump Capacity Calculation Sheet** City Boost Pumps

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 15 |
| Efficiency = | 7.04 |
| Lift = | -25 |
| PSI = | 30 |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 105.6 |
| Head based on psi = | 76.2 |
| Total dynamic head = (head + lift) | 51.2 |

**Pump Capacity = 2.06 feet per second**

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## Pump Capacity Calculation Sheet

## Diversion Pump

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 500 |
| Efficiency = | 7.04 |
| Lift = | 70 |
| PSI = | 15 |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 3520 |
| Head based on psi = | 38.1 |
| Total dynamic head = (head + lift) | 108.1 |

**Pump Capacity = 32.56 feet per second**

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## Pump Capacity Calculation Sheet

## High Service Pump #4

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

**Data Entry (fill in underlined blanks)**

| | |
|---|---|
| HP = | 800 |
| Efficiency = | 7.04 |
| Lift = | 0 |
| PSI = | 100 |

**Results Calculated**

| | |
|---|---|
| (hp)(efficiency) = | 5632 |
| Head based on psi = | 254.0 |
| Total dynamic head = (head + lift) | 254.0 |

**Pump Capacity = 22.17 feet per second**

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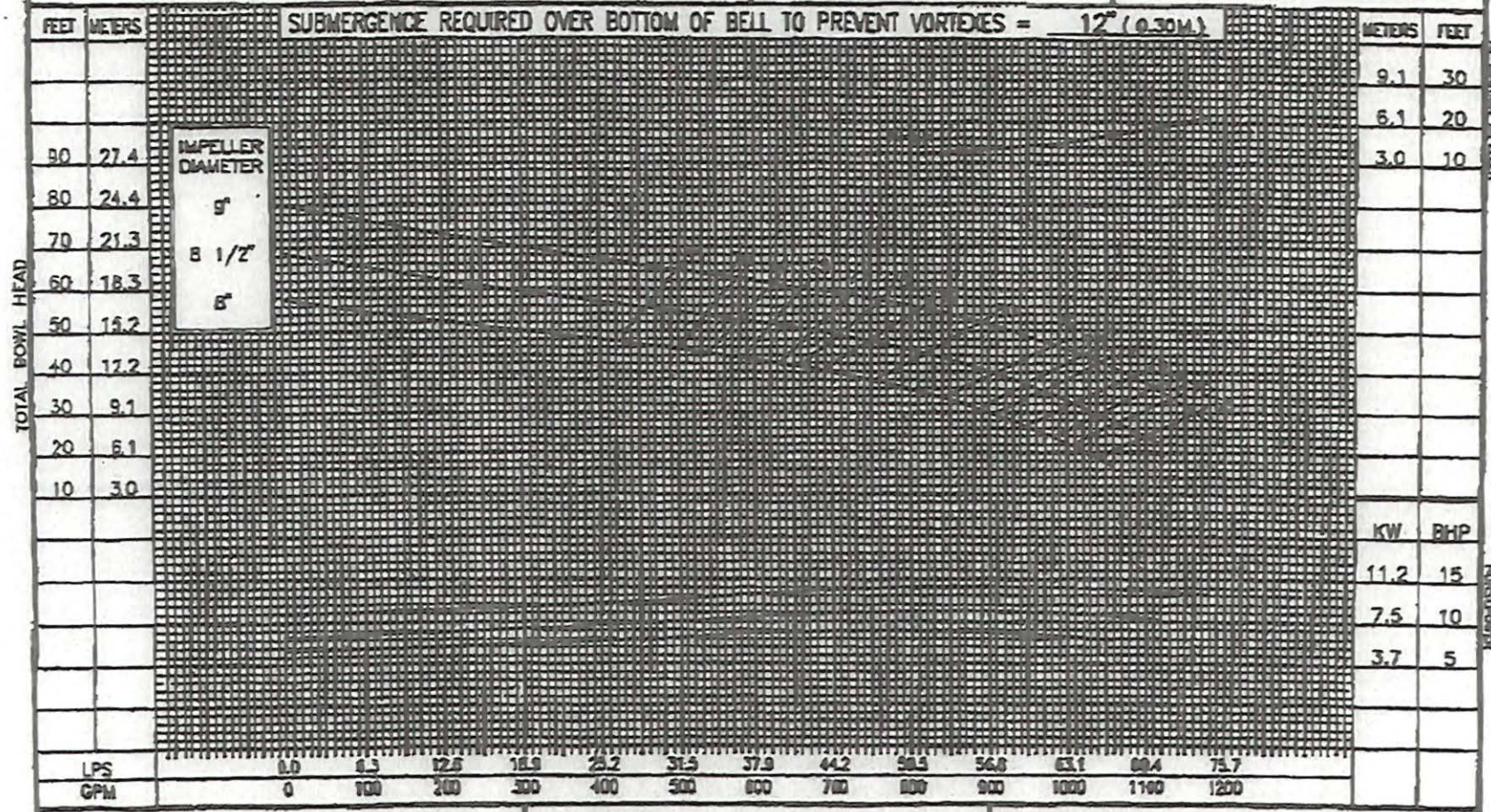
# BOWL PERFORMANCE CURVE PER STAGE

IMPELLER PART NO.: 33257
IMPELLER PATTERN NO.: 1229
THRUST CONSTANT: 11
WR$^2$ 1 LB. FT$^2$/STAGE
PUMP SHAFT DIAMETER: 1 11/16 IN. ( 0.04 M.)

SUBMERGENCE REQUIRED OVER BOTTOM OF BELL TO PREVENT VORTEXES = 12" (0.30 M.)




PERFORMANCE BASED ON MANUFACTURERS TESTS PUMPING CLEAR COLD WATER, SPECIFIC GRAVITY OF 1.00
FOR 1 STAGE MULTIPLY HEAD & EFF. BY 0.95
FOR 2 STAGES MULTIPLY HD. & EFF. BY 0.98

12/8/94 DJF REV

Johnston Pump Company
Brookshire, Texas 77423
ESTABLISHED 1906

12 BC TYPE 1770 R P M
IMPELLER - BRONZE
BOWL - CAST IRON
VIT. COATING

LPS = LITERS PER SECOND
GPM = U.S. GALLONS PER MINUTE

CURVE SHEET NO. EC-251 REV. 1

JACKSON COUNTY
Oregon

# MEMO
INTER-OFFICE

**Watermaster's Office**
Larry Menteer
10 S. Oakdale, Rm 309A
Medford, OR 97501
Phone: (541) 774-6880
Fax: (541) 774-6187

RECEIVED
SEP 30 2009
BY: RRVID

**To:** The File
**From:** Larry Menteer, Watermaster, District 13
**Subject:** Transfer-10465
**Date:** September 28, 2009

Per the requirements of Transfer-10465, additional water amounting to ½ cfs per hour, for four hours was measured at the gauging station at Lake Creek (LBCO) on September 24, 2009.

cc: Brian Hanpson/RRVID

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RE COBU City of Central Point

From: Gerry Clark [clarkge@wrd.state.or.us]
Sent: Friday, December 03, 2010 4:09 PM
To: Herb Farber
Cc: Matt Samitore
Subject: RE: COBU City of Central Point

Herb,

Although the forms have changed, I will honor our previous commitment to accept the claim on an older
version of the claim form.

Gerry

Gerry Clark
Water Rights and Adjudications Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301
Phone: 503-986-0811
Fax: 503-986-0901

WRD Home Page: www.wrd.state.or.us

From: Herb Farber [mailto:herb@farbersurveying.com]
Sent: Tuesday, November 23, 2010 11:21 AM
To: Gerry Clark
Cc: Matt Samitore
Subject: COBU City of Central Point

Good morning,

We spoke about at the Grants Pass training session. I completed this COBU for the city in December of
2009. I provided it to the city and for whatever reason it was not sent to your department. The person
responsible is no longer with the City. The present Interim Public Works Director has asked me to get
this moving along. Attached is a scanned copy of the email thread for your approval of the old form in
2009. Also attached is a copy of the unsealed cobu form used in 2009 and provided to the city. I do
have the complete package that the city can forward to you for processing if this approval still stands.

Thank you for your time and help with this cobu,

Herb

Farber Surveying
431 Oak Street
Central Point Oregon 97502

Phone 541-664-5599
Fax 541-664-5603

www.farbersurveying.com

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Oregon
Theodore R. Kulongoski, Governor

Department of Fish and Wildlife
Rogue Watershed District Office
1495 East Gregory Road
Central Point, OR 97502
(541) 826-8774
FAX: (541) 826-8776

July 21, 2011

City of Central Point
140 South Third St
Central Point, OR 97502

Attn: Matt Samitore, Parks & Public Works Director

Dear Matt,

Regarding WRD Transfer T-10465, ODFW has determined that the fish screen at the additional point-of-diversion, the Medford Water Commission Duff Treatment Plant, meets the current criteria for fish protection. ODFW has also determined that a fish bypass device is not required.

Sincerely,

Rich Kilbane
SW Field Coordinator
Fish Screening and Passage Program

(541) 826-8774 ext. 243

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Cc: Evan Malepsy

Public Works
Management, Inc.

60 North Fourth Street
Central Point, OR 97502
(541) 665-5233 Ph
(541) 665-5266 Fax

# *Transmittal*

**To:** Gerry Clark
Oregon Water Resources Department

**From:** Evan Malepsy
Public Works Management, Inc.

**Date:** July 29, 2011

---

**Comments:**

Gerry,

Enclosed please find a completed Claim of Beneficial Use form, map and supporting documents. Please note that at the time of site inspection, and subsequent completion of the claim form, the fish screens had not been approved by ODFW. The screens are now approved, see attached letter from ODFW.

Please contact me with any questions.

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Sincerely,

Evan Malepsy, PE CWRE
541-535-5531

## JOYE Jessica L

**From:** REECE Ann L
**Sent:** Monday, June 20, 2016 9:06 AM
**To:** Joe Strahl
**Cc:** JOYE Jessica L
**Subject:** RE: Central Point Water Right Transfers - Correction
**Attachments:** scan_160620075501.PDF; scan_160620075353.PDF; scan_160620074305.PDF

Joe,

It's good you had me look. Claims have been filed on T-10120 and T-10465. I attached copies. For some reason the claims were not entered into WRIS. Jessica Joye, in the certificate section, will work on these two certs in the very near future.

Best Regards,

Ann Reece
- - - - - - - - - - - - - - - - - - - - - - - - -
Water Right Services Division
Hydroelectric Analyst / Municipal Extension Specialist
Oregon Water Resources Department
725 Summer St. NE Suite A
Salem, OR 97301
503-986-0834
email:reeceal@wrd.state.or.us Web:http://www.wrd.state.or.us

**From:** Joe Strahl [mailto:jstrahl@rh2.com]
**Sent:** Friday, June 17, 2016 4:54 PM
**To:** REECE Ann L
**Subject:** RE: Central Point Water Right Transfers - Correction

Hey Ann,
Before I prepare transfer extensions could you please make sure that nobody has submitted a COBU or made any application for a certificate on any of the three Central Point transfers? There have been a number of people with their fingers in this pie over the past couple of years. Evan told me a few months ago that he thought Central Point had been issued a certificate. We now know that is not the case but I just want to make sure nothing is in progress. I think it would have shown up in WRIS but I am not certain if there is a backlog in entering that kind of data on municipal rights. Just thought it might be best to check with you to make sure. Thanks.
Joe

**From:** REECE Ann L [mailto:ann.l.reece@state.or.us]
**Sent:** Thursday, June 16, 2016 1:53 PM
**To:** Joe Strahl
**Subject:** RE: Central Point Water Right Transfers - Correction

Gerry got a kick out of your comment ☺

**From:** Joe Strahl [mailto:jstrahl@rh2.com]
**Sent:** Thursday, June 16, 2016 1:23 PM
**To:** REECE Ann L (ann.l.reece@state.or.us)
**Cc:** Matt Samitore (Matt.Samitore@centralpointoregon.gov); Jeff Ballard
**Subject:** RE: Central Point Water Right Transfers - Correction

Ann,
Oops! On T-10120 there is a mistake in my work on the duty. There is a limitation on each certificate of 1.13 cfs. So, the duty on each certificate is 1.13x1.98x183= 409.44 acre-feet. The total duty for the transfer is 2x409.44 or 818.88 acre-feet.
Gerry Clark has taught me better in his CWRE classes. Sorry Gerry.
Joe

**From:** Joe Strahl
**Sent:** Thursday, June 16, 2016 10:57 AM
**To:** REECE Ann L (ann.l.reece@state.or.us)
**Cc:** Matt Samitore (Matt.Samitore@centralpointoregon.gov); Jeff Ballard
**Subject:** Central Point Water Right Transfers

Ann,
Thanks very much for all the time you have spent with me to resolve questions about the Central Point transfers.
As we discussed I am providing a summary of the conclusions that we reached. If you are in agreement please provide a confirming response to all recipients of this email. Just so you know who these people are, Jeff Ballard and I work together and Matt Samitore is the Public Works Director in Central Point.
Some of the issues we discussed today were to resolve discrepancies between what I was reading in the orders and what GSI Water Solutions, Inc. (GSI) had produced in a Water Rights Master Plan they had prepared for the Medford Water Commission (MWC) in 2010. As you know, Central Point is one of the municipal customers of MWC.
The following three transfers are identified in **BOLD** letters and are the only transfers pertaining to Central Point.

**T-9900**
GSI had indicated an allowable total rate of 5.338 cfs. I was coming up with a total of 1.923 cfs as summarized on pages 4 (irrigation) and 5 (stock watering) of the final order dated November 1, 2005. You confirmed that the final order totals appear correct at 1.923 cfs with a duty of 666.0 acre-feet.

**T-10120**
The GSI report indicated a rate of 1.13 cfs total and indicated "no duty given." We reviewed both certificates in the transfer, 80570 and 80572. We agreed that the total rate is 2.26 cfs. The duty established under 80570 is 0.01 cfs per acre per year and the duty established under 80572 is 1/80$^{th}$ of a cfs per acre per year. We did not discuss my math but I come up with a duty under 80570 of 560.54 acre feet, assuming a 183-day limitation on the period of use and a conversion of 1 cfs = 1.98 ac-ft/day. I come up with 700.67 acre-feet for certificate 80572. So, the total rate is 2.26 cfs with a total duty or limitation of 1,261.21 acre-feet.

**T-10465**
We discussed two scrivener's errors. One is on the bottom of the first page and is a transposition of the last two digits of Certificate 80576. Since there is no Certificate 80567 it seems that everyone will draw the same conclusion that a scrivener's error occurred here and there is no need to issue a correcting order. The other error is the entire item 18 on page 9. This appears to be a "cut and paste" error. Since the entire item 18 makes no sense related to this transfer order, it is pretty obvious that it is in error. Whether it is corrected or not does not make any difference to Central Point. The GSI report and my calculations agree on this transfer. The total rate is 1.2 cfs and the maximum authorized volume is 447.6 acre-feet.

I will be working on a summary report to Central Point indicating rate, duty, priority dates, etc. for these transfers this week. Please verify that transfer extensions will be necessary on these three transfers. I have received the necessary information from you to proceed with filing for those extensions. Once you have confirmed the above I will complete the transfer extension applications for Central Point.

Thanks again!

Joe Strahl, PE, CWRE | RH2 Engineering, Inc.

3523 Arrowhead Drive
Medford, OR 97504
Cell: 541.301.2946
www.rh2.com

Oregon
John A. Kitzhaber, MD, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

August 12, 2011

City of Central Point
Matt Samitore, Public Works Director
PO Box 3576
Central Point OR 97502

On August 04, 2011, the Water Resources Department received the Claim of Beneficial Use (COBU) for the following file(s):

T-10465

The COBU included a report and map. The Department hopes to review your submittal within approximately 2 - 4 years. At that time we will review these items and provide a final certificate, proposed certificate, or a request for additional information.

If you are interested in having your COBU reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at: http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml

For all other questions please call our Customer Service phone: (503) 986-0801.

If you sell the property, please contact the Department, or have the new owners contact the Department about the need to file an assignment.

T-10465



**Gerry Clark**

**From:** Gerry Clark
**Sent:** Friday, December 03, 2010 4:09 PM
**To:** 'Herb Farber'
**Cc:** Matt Samitore
**Subject:** RE: COBU City of Central Point

Herb,

Although the forms have changed, I will honor our previous commitment to accept the claim on an older version of the claim form.

Gerry

Gerry Clark
Water Rights and Adjudications Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301
Phone: 503-986-0811
Fax: 503-986-0901

WRD Home Page: www.wrd.state.or.us

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**From:** Herb Farber [mailto:herb@farbersurveying.com]
**Sent:** Tuesday, November 23, 2010 11:21 AM
**To:** Gerry Clark
**Cc:** Matt Samitore
**Subject:** COBU City of Central Point

Good morning,

We spoke about at the Grants Pass training session. I completed this COBU for the city in December of 2009. I provided it to the city and for whatever reason it was not sent to your department. The person responsible is no longer with the City. The present Interim Public Works Director has asked me to get this moving along. Attached is a scanned copy of the email thread for your approval of the old form in 2009. Also attached is a copy of the unsealed cobu form used in 2009 and provided to the city. I do have the complete package that the city can forward to you for processing if this approval still stands.

Thank you for your time and help with this cobu,

Herb

Farber Surveying
431 Oak Street
Central Point Oregon 97502

Phone 541-664-5599
Fax 541-664-5603

www.farbersurveying.com

## Herb Farber

**From:** Gerry Clark [clarkge@wrd.state.or.us]
**Sent:** Wednesday, December 09, 2009 3:49 PM
**To:** Herb Farber
**Cc:** Justin Gericke
**Subject:** RE: COBU

Herb,

In the case of Claims of Beneficial Use for municipal use, OAR 690-014-0170 (6) allows a provision for the CWRÈ to provide a map at scale sufficient to identify the quarter quarter involved in the place of use without the requirement for a waiver. Please be aware that this only applies to Claims for municipal use.

690-014-0170 (6) Maps depicting municipal place of use need only show the township, range, section, and quarter-quarter sections where use has occurred under the subject permit. The scale for a municipal place of use map should be sufficient to identify the quarter-quarters involved in the place of use.

Let me know if you have any additional questions.

Gerry

Gerry Clark
Water Rights and Adjudications Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301
Phone: 503-986-0811
Fax: 503-986-0901

WRD Home Page: www.wrd.state.or.us

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**From:** Herb Farber [mailto:herb@farbersurveying.com]
**Sent:** Wednesday, December 09, 2009 11:20 AM
**To:** Gerry Clark
**Cc:** Justin Gericke
**Subject:** RE: COBU

Good morning Gerry,

I have been slow getting my paperwork done on this COBU for T-10465. Water measurements were made within the allowed time line and you have authorized the use of the older form for this COBU. One additional item that I need approval for is the scale on the map (attached draft copy) which is basically the same map previously used and at a scale of 1'=2000'.

Thanks,

Herb

Farber Surveying
431 Oak Street

Central Point Oregon 97502

Phone 541-664-5599
Fax 541-664-5603

www.farbersurveying.com

**From:** Gerry Clark [mailto:clarkge@wrd.state.or.us]
**Sent:** Friday, September 18, 2009 8:41 AM
**To:** Herb Farber
**Cc:** Justin Gericke
**Subject:** RE: COBU

Herb,

In the case you have described, the Claim will not be rejected. I am viewing your message as a request for a waiver to use the 2007 version of the 2009 form. That request is approved.

For future Claims, please be sure to use the most current form listed on the Department's web page.

Sorry I did not respond sooner.

Gerry

---

Gerry Clark
Water Rights Specialist/Certificates
725 Summer St. NE, Ste. A
Salem, OR 97301

Phone: 503-986-0811
Fax: 503-986-0901

http://www.wrd.state.or.us/

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**From:** Herb Farber [mailto:herb@farbersurveying.com]
**Sent:** Wednesday, September 02, 2009 2:39 PM
**To:** Gerry Clark
**Subject:** COBU

Good afternoon,

I am going to prepare the COBU for T-10465 which is very similar to T-10120. I have checked forms and see there is a 2009 version. The only difference between the two COBU's will be the date and time we run the pumps, all of the other data will be the same. The only other change may be if there have been any pump replacements. My key question is that, in my quick review of the two forms I did not see any substantive difference between the two. Will the COBU be rejected is the 2007 form is used versus the 2009 form? It will save my clients some money if I do not have to re-type the entire form.

I will be providing a contract to do this work next week. A response before the end of next week will be very helpful.

Thanks,

Herb

Farber Surveying
431 Oak Street
Central Point Oregon 97502

Phone 541-664-5599
Fax 541-664-5603

www.farbersurveying.com

MEDFORD WATER COMMISSION

200 South Ivy Street - Room 177 Medford, Oregon 97501
Customer Service (541) 774-2430 • Administration (541) 774-2440
Fax (541) 774-2555 • wtrcom@ci.medford.or.us
www.medfordwater.org

November 16, 2010

Gerry Clark
Oregon Water Resources Department
Water Rights and Adjudications Diversion
725 NE Summer Street, Suite A
Salem, OR 97301

RE: Water Use Permit S-53445, Application S-80641
Water Use Permit S-47672, Application S-60890
Water Use Permit S-52650, Application S-71996
Water Use Permit S-53898, Application S-84029
Transfer T-9900
Transfer T-10465
Transfer T-10120
Transfer T-9973
Transfer T-10527
Transfer T-10160
Transfer T-10614
Transfer T-10960

Dear Mr. Clark;

The water rights identified above have a point of diversion at the Medford Water Commission's (Commission) Duff Water Treatment Plant. In the interest of sound management of its water system, the Commission requests to receive notification if a claim of beneficial use is submitted for any of these water rights.

Please direct the notice to: Bob Jones
Medford Water Commission
200 S. Ivy Street, Room 177
Medford, OR 97501
(541) 774-2439
bjones@ci.medford.or.us

Please contact me if you have any questions about this request. I can be reached at (541) 774-2430.

Sincerely,

Larry Rains
Manager

RECEIVED
NOV 17 2010
WATER RESOURCES DEPT
SALEM, OREGON

## Gerry Clark

**From:** Gerry Clark
**Sent:** Friday, September 18, 2009 8:41 AM
**To:** 'Herb Farber'
**Cc:** 'Justin Gericke'
**Subject:** RE: COBU

Herb,

In the case you have described, the Claim will not be rejected. I am viewing your message as a request for a waiver to use the 2007 version of the 2009 form. That request is approved.

For future Claims, please be sure to use the most current form listed on the Department's web page.

Sorry I did not respond sooner.

Gerry

Gerry Clark
Water Rights Specialist/Certificates
725 Summer St. NE, Ste. A
Salem, OR 97301

Phone: 503-986-0811
Fax: 503-986-0901

http://www.wrd.state.or.us/

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**From:** Herb Farber [mailto:herb@farbersurveying.com]
**Sent:** Wednesday, September 02, 2009 2:39 PM
**To:** Gerry Clark
**Subject:** COBU

Good afternoon,

I am going to prepare the COBU for T-10465 which is very similar to T-10120. I have checked forms and see there is a 2009 version. The only difference between the two COBU's will be the date and time we run the pumps, all of the other data will be the same. The only other change may be if there have been any pump replacements. My key question is that, in my quick review of the two forms I did not see any substantive difference between the two. Will the COBU be rejected is the 2007 form is used versus the 2009 form? It will save my clients some money if I do not have to re-type the entire form.

I will be providing a contract to do this work next week. A response before the end of next week will be very helpful.

Thanks,

Herb

Farber Surveying
431 Oak Street
Central Point Oregon 97502

Phone 541-664-5599
Fax 541-664-5603

www.farbersurveying.com

Oregon
Theodore R. Kulongoski, Governor

**Water Resources Department**
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

October 28, 2009

Rogue Valley Irrigation District
3139 Merriman Road
Medford, Oregon 97501

RE: Correcting Order

Enclosed is a correcting Special Order Volume 79, Page 119. This order is issued to correct a scrivener's error in water right certificates 85289 and 85316. Also enclosed are new remaining right certificates 85876 and 85877.

Please read the order carefully.

If you have any questions regarding this certificate please contact the transfer section at 503-986-0883.

Sincerely,

Sarah Henderson

Sarah Henderson
Executive Support

enclosure

cc: Watermaster #13
Susan Douthit, Field Services
File (T-10465)

BEFORE THE WATER RESOURCES DEPARTMENT

OF THE

STATE OF OREGON

| | | |
|---|---|---|
| In the Matter of Certificates 85289 and 85316 Jackson County | ) | FINAL ORDER CORRECTING A SCRIVENER'S ERROR IN WATER RIGHT CERTIFICATES 85289 AND 85316 |

**Water Right Certificate Holder:**

ROGUE VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

**Findings of Fact**

1. Certificates 85289 and 85316 were issued on June 29, 2009 to describe those portions of the water rights confirmed by Certificates 80571 and 80574, respectively, State Record of Water Right Certificates, NOT modified by the provisions of a order of the Water Resources Director entered June 29, 2009, recorded at Special Order Volume 78, Pages 275 - 286 approving Transfer Application T-10465.

2. Both certificates contain a scrivener's error describing the authorized quantity of water. The certificates describe 49 cubic feet per second. The actual authorized quantity of water is 49.34 cubic feet per second.

**Now, therefore, it is ORDERED:**

1. Certificate 85289 is cancelled and Water Right Certificate 85876 is issued to supersede Certificate 85289 and to correctly describe the authorized quantity of water confirmed by Certificate 80571, State Record of Water Right Certificates, NOT modified by the provisions of a order of the Water Resources Director entered June 29, 2009, recorded at Special Order Volume 78, Pages 275 - 286 approving Transfer Application T-10465.

2. Certificate 85316 is cancelled and Water Right Certificate 85877 is issued to supersede Certificate 85316 and to correctly describe the authorized quantity of water confirmed by Certificate 80574, State Record of Water Right Certificates, NOT modified by the provisions of a order of the Water Resources Director entered June 29, 2009, recorded at Special Order Volume 78, Pages 275 - 286 approving Transfer Application T-10465.

Dated at Salem, Oregon this 23rd day of October, 2009.

Phillip C. Ward, Director

*Mailing date:* OCT 29 2009

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or 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.

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of FOUR MILE LAKE RESERVOIR, within the KLAMATH RIVER BASIN; and waters draining or flowing into the CASCADE CANAL; and FISH LAKE RESERVOIR, within the ROGUE RIVER BASIN; as constructed under Permit R-50; for SUPPLEMENTAL IRRIGATION OF 9625.5 ACRES.

This right was perfected under Permit S-407. The date of priority is MARCH 31, 1910. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 49.34 CUBIC FEET PER SECOND (CFS) INTO HOPKINS CANAL AT BRADSHAW DROP, or its equivalent in case of rotation, measured at the point of diversion from the source.

Water is conveyed from Four Mile Lake via the Cascade Canal, and held, and stored in Fish Lake. Water is re-diverted and released into the North Fork Little Butte Creek, and is re-diverted into the Main Canal shared by Rogue River Valley and Medford Irrigation Districts. At Bradshaw Drop the water is split between the Hopkins Canal and the Medford Canal.

This certificate, together with Certificate 80572 for irrigation within the Medford Irrigation District, and Certificate 80573 for manufacturing, confirms all the rights perfect under Permit S-407. Total diversions through the Main Canal from North Fork and South Fork Little Butte Creek shall not exceed 140 CFS at any one time.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |
| 36 S | 5 E | WM | 9 | SW NW | FOUR MILE LAKE DAM - 3600 FEET NORTH AND 4200 FEET WEST FROM THE SE CORNER OF SECTION 9 |
| 37 S | 4 E | WM | 4 | SE SE | FISH LAKE DAM - 4000 FEET SOUTH AND 600 FEET WEST FROM THE NE CORNER OF SECTION 4 |

The amount of water used for irrigation 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 to which this right is appurtenant is as follows:

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 7 | NW NE | 12.1 |
| 36 S | 1 E | WM | 7 | SW NE | 17.8 |
| 36 S | 1 E | WM | 7 | NE NW | 5.8 |
| 36 S | 1 E | WM | 7 | NE SE | 6.7 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 7 | NW SE | 8.2 |
| 36 S | 1 E | WM | 7 | SE SE | 6.3 |
| 36 S | 1 E | WM | 18 | NE NE | 25.0 |
| 36 S | 1 E | WM | 18 | NW NE | 17.9 |
| 36 S | 1 E | WM | 18 | SW NE | 35.5 |
| 36 S | 1 E | WM | 18 | SE NE | 22.9 |
| 36 S | 1 E | WM | 18 | SW NW | 0.5 |
| 36 S | 1 E | WM | 18 | SE NW | 25.7 |
| 36 S | 1 E | WM | 18 | NE SW | 36.6 |
| 36 S | 1 E | WM | 18 | NW SW | 23.6 |
| 36 S | 1 E | WM | 18 | SW SW | 18.9 |
| 36 S | 1 E | WM | 18 | SE SW | 39.9 |
| 36 S | 1 E | WM | 18 | NE SE | 3.0 |
| 36 S | 1 E | WM | 18 | NW SE | 38.0 |
| 36 S | 1 E | WM | 18 | SW SE | 24.4 |
| 36 S | 1 E | WM | 19 | NW NE | 29.8 |
| 36 S | 1 E | WM | 19 | SW NE | 38.5 |
| 36 S | 1 E | WM | 19 | SE NE | 33.6 |
| 36 S | 1 E | WM | 19 | NE NW | 39.9 |
| 36 S | 1 E | WM | 19 | NW NW | 25.9 |
| 36 S | 1 E | WM | 19 | SW NW | 19.0 |
| 36 S | 1 E | WM | 19 | SE NW | 37.6 |
| 36 S | 1 E | WM | 19 | NE SW | 33.3 |
| 36 S | 1 E | WM | 19 | NW SW | 34.9 |
| 36 S | 1 E | WM | 19 | SE SW | 19.7 |
| 36 S | 1 E | WM | 19 | NE SE | 34.7 |
| 36 S | 1 E | WM | 19 | NW SE | 38.0 |
| 36 S | 1 E | WM | 19 | SW SE | 38.0 |
| 36 S | 1 E | WM | 19 | SE SE | 28.2 |
| 36 S | 1 E | WM | 20 | SW NW | 6.3 |
| 36 S | 1 E | WM | 20 | NW SW | 20.0 |
| 36 S | 1 E | WM | 30 | NE NE | 4.3 |
| 36 S | 1 E | WM | 30 | NW NE | 32.9 |
| 36 S | 1 E | WM | 30 | SW NE | 13.6 |
| 36 S | 1 E | WM | 30 | NE NW | 11.1 |
| 36 S | 1 W | WM | 8 | SW NE | 32.0 |
| 36 S | 1 W | WM | 8 | SE NE | 29.1 |
| 36 S | 1 W | WM | 8 | NE SW | 7.9 |
| 36 S | 1 W | WM | 8 | NE SE | 35.2 |
| 36 S | 1 W | WM | 8 | NW SE | 20.9 |
| 36 S | 1 W | WM | 8 | SE SE | 8.9 |
| 36 S | 1 W | WM | 9 | NE SW | 19.0 |
| 36 S | 1 W | WM | 9 | NW SW | 32.3 |
| 36 S | 1 W | WM | 9 | SW SW | 17.1 |
| 36 S | 1 W | WM | 9 | SE SW | 5.1 |
| 36 S | 1 W | WM | 9 | NE SE | 5.4 |
| 36 S | 1 W | WM | 9 | NW SE | 1.2 |
| 36 S | 1 W | WM | 9 | SW SE | 9.6 |
| 36 S | 1 W | WM | 9 | SE SE | 28.7 |
| 36 S | 1 W | WM | 10 | SW SW | 10.9 |
| 36 S | 1 W | WM | 10 | SE SW | 22.8 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 10 | SW SE | 10.1 |
| 36 S | 1 W | WM | 13 | SW NE | 2.5 |
| 36 S | 1 W | WM | 13 | SE NW | 2.6 |
| 36 S | 1 W | WM | 13 | NE SW | 8.4 |
| 36 S | 1 W | WM | 13 | SW SW | 12.5 |
| 36 S | 1 W | WM | 13 | NE SE | 9.0 |
| 36 S | 1 W | WM | 13 | NW SE | 6.5 |
| 36 S | 1 W | WM | 13 | SE SE | 29.8 |
| 36 S | 1 W | WM | 14 | SW NE | 3.4 |
| 36 S | 1 W | WM | 14 | SW NW | 18.4 |
| 36 S | 1 W | WM | 14 | NE SW | 17.5 |
| 36 S | 1 W | WM | 14 | NW SW | 13.9 |
| 36 S | 1 W | WM | 14 | SE SW | 0.2 |
| 36 S | 1 W | WM | 14 | NE SE | 24.1 |
| 36 S | 1 W | WM | 14 | NW SE | 5.7 |
| 36 S | 1 W | WM | 14 | SW SE | 6.2 |
| 36 S | 1 W | WM | 14 | SE SE | 3.3 |
| 36 S | 1 W | WM | 15 | NW NE | 22.9 |
| 36 S | 1 W | WM | 15 | SW NE | 9.5 |
| 36 S | 1 W | WM | 15 | SE NE | 30.8 |
| 36 S | 1 W | WM | 15 | NE NW | 23.3 |
| 36 S | 1 W | WM | 15 | NW NW | 19.5 |
| 36 S | 1 W | WM | 15 | SW NW | 3.9 |
| 36 S | 1 W | WM | 15 | SE NW | 24.8 |
| 36 S | 1 W | WM | 15 | NE SW | 2.3 |
| 36 S | 1 W | WM | 15 | NW SW | 5.2 |
| 36 S | 1 W | WM | 15 | NE SE | 27.0 |
| 36 S | 1 W | WM | 15 | NW SE | 7.2 |
| 36 S | 1 W | WM | 15 | SW SE | 2.1 |
| 36 S | 1 W | WM | 15 | SE SE | 34.6 |
| 36 S | 1 W | WM | 16 | SW NE | 19.3 |
| 36 S | 1 W | WM | 16 | SE NE | 14.0 |
| 36 S | 1 W | WM | 16 | SW NW | 2.3 |
| 36 S | 1 W | WM | 16 | SE NW | 3.7 |
| 36 S | 1 W | WM | 16 | NE SE | 3.7 |
| 36 S | 1 W | WM | 16 | NW SE | 0.6 |
| 36 S | 1 W | WM | 17 | SW NE | 18.4 |
| 36 S | 1 W | WM | 17 | SE NE | 0.1 |
| 36 S | 1 W | WM | 17 | NE SE | 1.9 |
| 36 S | 1 W | WM | 17 | NW SE | 14.5 |
| 36 S | 1 W | WM | 18 | NW NW | 1.5 |
| 36 S | 1 W | WM | 19 | SW SW | 5.8 |
| 36 S | 1 W | WM | 19 | SE SW | 0.4 |
| 36 S | 1 W | WM | 19 | SW SE | 0.1 |
| 36 S | 1 W | WM | 19 | SE SE | 6.3 |
| 36 S | 1 W | WM | 20 | SW SW | 1.9 |
| 36 S | 1 W | WM | 20 | SE SW | 0.2 |
| 36 S | 1 W | WM | 21 | Hoover Ponds County Park | |
| 36 S | 1 W | WM | 22 | NE NE | 25.2 |
| 36 S | 1 W | WM | 22 | SW NE | 4.9 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 22 | SE NE | 4.9 |
| 36 S | 1 W | WM | 22 | NE SW | 20.4 |
| 36 S | 1 W | WM | 22 | NW SW | 2.0 |
| 36 S | 1 W | WM | 22 | SW SW | 11.2 |
| 36 S | 1 W | WM | 22 | SE SW | 28.8 |
| 36 S | 1 W | WM | 23 | SW NE | 18.4 |
| 36 S | 1 W | WM | 23 | SE NE | 9.7 |
| 36 S | 1 W | WM | 23 | NW NW | 11.1 |
| 36 S | 1 W | WM | 23 | SW NW | 19.3 |
| 36 S | 1 W | WM | 23 | SE NW | 20.7 |
| 36 S | 1 W | WM | 23 | NE SW | 7.0 |
| 36 S | 1 W | WM | 23 | NE SE | 32.6 |
| 36 S | 1 W | WM | 23 | NW SE | 28.0 |
| 36 S | 1 W | WM | 24 | NE NE | 28.2 |
| 36 S | 1 W | WM | 24 | NW NE | 1.7 |
| 36 S | 1 W | WM | 24 | SW NE | 0.2 |
| 36 S | 1 W | WM | 24 | SE NE | 18.6 |
| 36 S | 1 W | WM | 24 | NW SW | 15.9 |
| 36 S | 1 W | WM | 27 | NW NE | 7.4 |
| 36 S | 1 W | WM | 27 | NE NW | 26.2 |
| 36 S | 1 W | WM | 27 | NW NW | 27.6 |
| 36 S | 1 W | WM | 27 | SW NW | 33.0 |
| 36 S | 1 W | WM | 27 | NW SW | 20.1 |
| 36 S | 1 W | WM | 28 | NE NE | 13.6 |
| 36 S | 1 W | WM | 28 | NW NE | 4.6 |
| 36 S | 1 W | WM | 28 | SE NE | 6.5 |
| 36 S | 1 W | WM | 28 | SW NW | 16.5 |
| 36 S | 1 W | WM | 28 | SE NW | 21.2 |
| 36 S | 1 W | WM | 28 | SW SW | 32.8 |
| 36 S | 1 W | WM | 28 | SE SW | 28.5 |
| 36 S | 1 W | WM | 28 | NE SE | 12.2 |
| 36 S | 1 W | WM | 28 | NW SE | 1.9 |
| 36 S | 1 W | WM | 28 | SW SE | 26.8 |
| 36 S | 1 W | WM | 28 | SE SE | 24.9 |
| 36 S | 1 W | WM | 29 | NE NE | 2.3 |
| 36 S | 1 W | WM | 29 | NW NE | 3.1 |
| 36 S | 1 W | WM | 29 | SW NE | 21.6 |
| 36 S | 1 W | WM | 29 | SE NE | 17.0 |
| 36 S | 1 W | WM | 29 | NE NW | 29.1 |
| 36 S | 1 W | WM | 29 | NW NW | 13.9 |
| 36 S | 1 W | WM | 29 | SW NW | 10.1 |
| 36 S | 1 W | WM | 29 | SE NW | 9.2 |
| 36 S | 1 W | WM | 29 | NE SW | 36.1 |
| 36 S | 1 W | WM | 29 | NW SW | 30.3 |
| 36 S | 1 W | WM | 29 | SW SW | 24.9 |
| 36 S | 1 W | WM | 29 | SE SW | 39.6 |
| 36 S | 1 W | WM | 29 | NE SE | 1.2 |
| 36 S | 1 W | WM | 29 | NW SE | 4.5 |
| 36 S | 1 W | WM | 29 | SW SE | 38.9 |
| 36 S | 1 W | WM | 29 | SE SE | 31.6 |
| 36 S | 1 W | WM | 30 | NE NE | 20.3 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 30 | NW NE | 33.1 |
| 36 S | 1 W | WM | 30 | SW NE | 20.3 |
| 36 S | 1 W | WM | 30 | NE NW | 18.1 |
| 36 S | 1 W | WM | 30 | NW NW | 25.8 |
| 36 S | 1 W | WM | 30 | SW NW | 10.0 |
| 36 S | 1 W | WM | 30 | SE NW | 22.7 |
| 36 S | 1 W | WM | 30 | NE SW | 14.1 |
| 36 S | 1 W | WM | 30 | NW SW | 30.8 |
| 36 S | 1 W | WM | 30 | SW SW | 39.7 |
| 36 S | 1 W | WM | 30 | SE SW | 39.1 |
| 36 S | 1 W | WM | 30 | NW SE | 12.5 |
| 36 S | 1 W | WM | 30 | SW SE | 27.9 |
| 36 S | 1 W | WM | 30 | SE SE | 10.0 |
| 36 S | 1 W | WM | 31 | NW NE | 1.4 |
| 36 S | 1 W | WM | 31 | NW NW | 4.9 |
| 36 S | 1 W | WM | 31 | SE NW | 4.5 |
| 36 S | 1 W | WM | 31 | NE SW | 17.8 |
| 36 S | 1 W | WM | 31 | NW SW | 5.9 |
| 36 S | 1 W | WM | 31 | SW SW | 7.0 |
| 36 S | 1 W | WM | 31 | SE SW | 29.9 |
| 36 S | 1 W | WM | 31 | NW SE | 15.5 |
| 36 S | 1 W | WM | 32 | NE NE | 37.7 |
| 36 S | 1 W | WM | 32 | NW NE | 39.8 |
| 36 S | 1 W | WM | 32 | SW NE | 39.6 |
| 36 S | 1 W | WM | 32 | SE NE | 29.7 |
| 36 S | 1 W | WM | 32 | NE NW | 38.1 |
| 36 S | 1 W | WM | 32 | NW NW | 27.9 |
| 36 S | 1 W | WM | 32 | SW NW | 25.5 |
| 36 S | 1 W | WM | 32 | SE NW | 39.9 |
| 36 S | 1 W | WM | 32 | NE SW | 19.5 |
| 36 S | 1 W | WM | 32 | NW SW | 3.9 |
| 36 S | 1 W | WM | 32 | SW SW | 4.4 |
| 36 S | 1 W | WM | 32 | SE SW | 36.3 |
| 36 S | 1 W | WM | 32 | NE SE | 11.1 |
| 36 S | 1 W | WM | 32 | NW SE | 11.7 |
| 36 S | 1 W | WM | 32 | SW SE | 28.4 |
| 36 S | 1 W | WM | 32 | SE SE | 37.6 |
| 36 S | 1 W | WM | 33 | NE NE | 11.6 |
| 36 S | 1 W | WM | 33 | NW NE | 38.3 |
| 36 S | 1 W | WM | 33 | SW NE | 36.7 |
| 36 S | 1 W | WM | 33 | SE NE | 0.8 |
| 36 S | 1 W | WM | 33 | NE NW | 38.0 |
| 36 S | 1 W | WM | 33 | NW NW | 37.9 |
| 36 S | 1 W | WM | 33 | SW NW | 22.6 |
| 36 S | 1 W | WM | 33 | SE NW | 38.3 |
| 36 S | 1 W | WM | 33 | NE SW | 36.9 |
| 36 S | 1 W | WM | 33 | NW SW | 36.3 |
| 36 S | 1 W | WM | 33 | SW SW | 38.7 |
| 36 S | 1 W | WM | 33 | SE SW | 37.9 |
| 36 S | 1 W | WM | 33 | NW SE | 23.3 |
| 36 S | 1 W | WM | 33 | SW SE | 1.2 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 36 | NE NE | 12.8 |
| 36 S | 1 W | WM | 36 | SE NE | 15.0 |
| 36 S | 1 W | WM | 36 | NE SE | 7.8 |
| 36 S | 1 W | WM | 36 | NW SE | 0.8 |
| 36 S | 1 W | WM | 36 | SW SE | 9.4 |
| 36 S | 1 W | WM | 36 | SE SE | 8.4 |
| 36 S | 2 W | WM | 13 | NE NE | 18.5 |
| 36 S | 2 W | WM | 21 | SW NE | 9.6 |
| 36 S | 2 W | WM | 21 | SE NE | 1.9 |
| 36 S | 2 W | WM | 21 | NE NW | 2.5 |
| 36 S | 2 W | WM | 21 | SE NW | 15.3 |
| 36 S | 2 W | WM | 21 | NE SW | 36.5 |
| 36 S | 2 W | WM | 21 | NW SW | 22.4 |
| 36 S | 2 W | WM | 21 | SE SW | 15.9 |
| 36 S | 2 W | WM | 21 | NW SE | 7.7 |
| 36 S | 2 W | WM | 21 | SW SE | 13.8 |
| 36 S | 2 W | WM | 21 | SE SE | 6.4 |
| 36 S | 2 W | WM | 22 | SW SW | 13.4 |
| 36 S | 2 W | WM | 23 | NW SE | 29.1 |
| 36 S | 2 W | WM | 23 | SW SE | 19.9 |
| 36 S | 2 W | WM | 23 | SE SE | 35.9 |
| 36 S | 2 W | WM | 25 | NE NE | 25.1 |
| 36 S | 2 W | WM | 25 | SW NE | 0.1 |
| 36 S | 2 W | WM | 25 | SE NE | 35.7 |
| 36 S | 2 W | WM | 25 | NE NW | 20.0 |
| 36 S | 2 W | WM | 25 | NW NW | 26.3 |
| 36 S | 2 W | WM | 25 | NE SE | 28.0 |
| 36 S | 2 W | WM | 25 | NW SE | 5.0 |
| 36 S | 2 W | WM | 25 | SW SE | 14.6 |
| 36 S | 2 W | WM | 25 | SE SE | 26.5 |
| 36 S | 2 W | WM | 26 | NW NE | 31.5 |
| 36 S | 2 W | WM | 26 | NE NW | 0.7 |
| 36 S | 2 W | WM | 26 | NE SW | 15.1 |
| 36 S | 2 W | WM | 26 | NW SW | 1.2 |
| 36 S | 2 W | WM | 26 | SW SW | 5.0 |
| 36 S | 2 W | WM | 26 | SE SW | 2.2 |
| 36 S | 2 W | WM | 26 | NW SE | 7.9 |
| 36 S | 2 W | WM | 26 | SW SE | 20.4 |
| 36 S | 2 W | WM | 26 | SE SE | 4.5 |
| 36 S | 2 W | WM | 27 | NE NE | 5.0 |
| 36 S | 2 W | WM | 27 | NW NE | 2.0 |
| 36 S | 2 W | WM | 27 | SW NE | 25.5 |
| 36 S | 2 W | WM | 27 | NW NW | 24.3 |
| 36 S | 2 W | WM | 27 | SW NW | 25.3 |
| 36 S | 2 W | WM | 27 | SE NW | 26.7 |
| 36 S | 2 W | WM | 27 | NE SW | 29.3 |
| 36 S | 2 W | WM | 27 | NW SW | 10.0 |
| 36 S | 2 W | WM | 27 | NE SE | 0.7 |
| 36 S | 2 W | WM | 27 | NW SE | 4.3 |
| 36 S | 2 W | WM | 27 | SW SE | 19.8 |
| 36 S | 2 W | WM | 27 | SE SE | 6.3 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 28 | NE NE | 26.7 |
| 36 S | 2 W | WM | 28 | NW NE | 6.8 |
| 36 S | 2 W | WM | 28 | SW NE | 17.1 |
| 36 S | 2 W | WM | 28 | SE NE | 21.9 |
| 36 S | 2 W | WM | 28 | NE NW | 9.9 |
| 36 S | 2 W | WM | 28 | NW NW | 2.1 |
| 36 S | 2 W | WM | 28 | SW NW | 1.4 |
| 36 S | 2 W | WM | 28 | SE NW | 25.9 |
| 36 S | 2 W | WM | 28 | NW SW | 5.4 |
| 36 S | 2 W | WM | 28 | SW SW | 21.8 |
| 36 S | 2 W | WM | 28 | SE SW | 17.3 |
| 36 S | 2 W | WM | 28 | NE SE | 0.6 |
| 36 S | 2 W | WM | 28 | NW SE | 3.4 |
| 36 S | 2 W | WM | 28 | SW SE | 4.7 |
| 36 S | 2 W | WM | 31 | NE SE | 12.2 |
| 36 S | 2 W | WM | 31 | SE SE | 1.8 |
| 36 S | 2 W | WM | 32 | NE NE | 1.5 |
| 36 S | 2 W | WM | 32 | SW NE | 8.9 |
| 36 S | 2 W | WM | 32 | SE NE | 23.6 |
| 36 S | 2 W | WM | 32 | SE NW | 16.5 |
| 36 S | 2 W | WM | 32 | NE SW | 35.4 |
| 36 S | 2 W | WM | 32 | NW SW | 38.4 |
| 36 S | 2 W | WM | 32 | SW SW | 27.1 |
| 36 S | 2 W | WM | 32 | SE SW | 38.7 |
| 36 S | 2 W | WM | 32 | NE SE | 40.0 |
| 36 S | 2 W | WM | 32 | NW SE | 39.5 |
| 36 S | 2 W | WM | 32 | SW SE | 32.8 |
| 36 S | 2 W | WM | 32 | SE SE | 31.0 |
| 36 S | 2 W | WM | 33 | NE NE | 12.7 |
| 36 S | 2 W | WM | 33 | NW NE | 19.6 |
| 36 S | 2 W | WM | 33 | SW NE | 31.2 |
| 36 S | 2 W | WM | 33 | SE NE | 32.8 |
| 36 S | 2 W | WM | 33 | NE NW | 24.7 |
| 36 S | 2 W | WM | 33 | NW NW | 34.1 |
| 36 S | 2 W | WM | 33 | SW NW | 37.7 |
| 36 S | 2 W | WM | 33 | SE NW | 39.7 |
| 36 S | 2 W | WM | 33 | NE SW | 37.7 |
| 36 S | 2 W | WM | 33 | NW SW | 35.4 |
| 36 S | 2 W | WM | 33 | SW SW | 32.3 |
| 36 S | 2 W | WM | 33 | SE SW | 32.4 |
| 36 S | 2 W | WM | 33 | NE SE | 32.0 |
| 36 S | 2 W | WM | 33 | NW SE | 30.4 |
| 36 S | 2 W | WM | 33 | SW SE | 33.3 |
| 36 S | 2 W | WM | 33 | SE SE | 22.3 |
| 36 S | 2 W | WM | 34 | NE NE | 18.0 |
| 36 S | 2 W | WM | 34 | NW NE | 32.0 |
| 36 S | 2 W | WM | 34 | SW NE | 40.0 |
| 36 S | 2 W | WM | 34 | SE NE | 40.0 |
| 36 S | 2 W | WM | 34 | NE NW | 29.2 |
| 36 S | 2 W | WM | 34 | NW NW | 16.5 |
| 36 S | 2 W | WM | 34 | SW NW | 5.5 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 34 | SE NW | 26.6 |
| 36 S | 2 W | WM | 34 | NE SW | 20.9 |
| 36 S | 2 W | WM | 34 | SW SW | 20.4 |
| 36 S | 2 W | WM | 34 | SE SW | 25.3 |
| 36 S | 2 W | WM | 34 | NE SE | 24.5 |
| 36 S | 2 W | WM | 34 | NW SE | 5.1 |
| 36 S | 2 W | WM | 34 | SW SE | 0.2 |
| 36 S | 2 W | WM | 34 | SE SE | 9.9 |
| 36 S | 2 W | WM | 35 | NE NE | 17.7 |
| 36 S | 2 W | WM | 35 | SW NE | 6.0 |
| 36 S | 2 W | WM | 35 | SE NE | 8.5 |
| 36 S | 2 W | WM | 35 | NE NW | 17.9 |
| 36 S | 2 W | WM | 35 | NW NW | 35.4 |
| 36 S | 2 W | WM | 35 | SW NW | 38.2 |
| 36 S | 2 W | WM | 35 | SE NW | 27.4 |
| 36 S | 2 W | WM | 35 | NE SW | 33.0 |
| 36 S | 2 W | WM | 35 | NW SW | 39.0 |
| 36 S | 2 W | WM | 35 | SW SW | 17.2 |
| 36 S | 2 W | WM | 35 | SE SW | 23.3 |
| 36 S | 2 W | WM | 35 | NE SE | 15.6 |
| 36 S | 2 W | WM | 35 | NW SE | 37.4 |
| 36 S | 2 W | WM | 35 | SW SE | 22.5 |
| 36 S | 2 W | WM | 35 | SE SE | 31.0 |
| 36 S | 2 W | WM | 36 | NW NE | 2.0 |
| 36 S | 2 W | WM | 36 | SW NE | 19.4 |
| 36 S | 2 W | WM | 36 | NE NW | 6.7 |
| 36 S | 2 W | WM | 36 | NW NW | 4.7 |
| 36 S | 2 W | WM | 36 | SW NW | 6.0 |
| 36 S | 2 W | WM | 36 | SE NW | 12.7 |
| 36 S | 2 W | WM | 36 | NW SW | 6.1 |
| 36 S | 2 W | WM | 36 | SE SW | 3.7 |
| 36 S | 2 W | WM | 36 | NE SE | 30.7 |
| 36 S | 2 W | WM | 36 | NW SE | 12.7 |
| 36 S | 2 W | WM | 36 | SW SE | 11.8 |
| 36 S | 2 W | WM | 36 | SE SE | 10.5 |
| 37 S | 1 W | WM | 4 | NE NW | 25.9 |
| 37 S | 1 W | WM | 4 | NW NW | 36.0 |
| 37 S | 1 W | WM | 4 | SW NW | 31.3 |
| 37 S | 1 W | WM | 4 | SE NW | 5.5 |
| 37 S | 1 W | WM | 5 | NE NE | 37.9 |
| 37 S | 1 W | WM | 5 | NW NE | 37.9 |
| 37 S | 1 W | WM | 5 | SW NE | 27.6 |
| 37 S | 1 W | WM | 5 | SE NE | 36.2 |
| 37 S | 1 W | WM | 5 | NE NW | 38.8 |
| 37 S | 1 W | WM | 5 | NW NW | 19.9 |
| 37 S | 1 W | WM | 5 | SW NW | 2.2 |
| 37 S | 1 W | WM | 5 | NW SW | 4.8 |
| 37 S | 1 W | WM | 5 | SW SW | 4.9 |
| 37 S | 1 W | WM | 5 | NE SE | 2.1 |
| 37 S | 1 W | WM | 6 | NE NE | 31.7 |
| 37 S | 1 W | WM | 6 | NW NE | 21.5 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 6 | NE NW | 6.6 |
| 37 S | 1 W | WM | 6 | NW NW | 4.2 |
| 37 S | 1 W | WM | 6 | SW NW | 34.1 |
| 37 S | 1 W | WM | 6 | SE NW | 29.6 |
| 37 S | 1 W | WM | 6 | NW SW | 14.7 |
| 37 S | 1 W | WM | 8 | NW NW | 9.2 |
| 37 S | 1 W | WM | 18 | NE NE | 0.5 |
| 37 S | 1 W | WM | 18 | SW NE | 27.0 |
| 37 S | 1 W | WM | 18 | SE NE | 4.0 |
| 37 S | 1 W | WM | 18 | NW NW | 2.5 |
| 37 S | 1 W | WM | 18 | NW SW | 6.1 |
| 37 S | 1 W | WM | 18 | SE SW | 8.1 |
| 37 S | 1 W | WM | 18 | NE SE | 1.4 |
| 37 S | 1 W | WM | 18 | NW SE | 10.5 |
| 37 S | 1 W | WM | 18 | SW SE | 1.1 |
| 37 S | 2 W | WM | 1 | SW NE | 9.6 |
| 37 S | 2 W | WM | 1 | NE NW | 6.0 |
| 37 S | 2 W | WM | 1 | NW NW | 12.8 |
| 37 S | 2 W | WM | 1 | SW NW | 1.3 |
| 37 S | 2 W | WM | 1 | SE NW | 2.6 |
| 37 S | 2 W | WM | 1 | NE SW | 18.4 |
| 37 S | 2 W | WM | 1 | NW SW | 22.6 |
| 37 S | 2 W | WM | 1 | SW SW | 20.3 |
| 37 S | 2 W | WM | 1 | SE SW | 29.4 |
| 37 S | 2 W | WM | 1 | NW SE | 7.6 |
| 37 S | 2 W | WM | 1 | SW SE | 2.1 |
| 37 S | 2 W | WM | 2 | NE NE | 28.1 |
| 37 S | 2 W | WM | 2 | NW NE | 4.8 |
| 37 S | 2 W | WM | 2 | SW NE | 3.5 |
| 37 S | 2 W | WM | 2 | SE NE | 32.5 |
| 37 S | 2 W | WM | 2 | NE SW | 5.1 |
| 37 S | 2 W | WM | 2 | NW SW | 1.5 |
| 37 S | 2 W | WM | 2 | NE SE | 19.4 |
| 37 S | 2 W | WM | 2 | NW SE | 8.2 |
| 37 S | 2 W | WM | 2 | SE SE | 2.4 |
| 37 S | 2 W | WM | 3 | NW NE | 9.3 |
| 37 S | 2 W | WM | 3 | SW NE | 0.9 |
| 37 S | 2 W | WM | 3 | NE NW | 2.6 |
| 37 S | 2 W | WM | 3 | NW NW | 9.0 |
| 37 S | 2 W | WM | 3 | SW NW | 36.4 |
| 37 S | 2 W | WM | 3 | SE NW | 14.5 |
| 37 S | 2 W | WM | 3 | NE SW | 16.0 |
| 37 S | 2 W | WM | 3 | NW SW | 37.0 |
| 37 S | 2 W | WM | 3 | SW SW | 16.8 |
| 37 S | 2 W | WM | 3 | SE SW | 37.1 |
| 37 S | 2 W | WM | 3 | NW SE | 16.7 |
| 37 S | 2 W | WM | 3 | SW SE | 12.0 |
| 37 S | 2 W | WM | 4 | NE NE | 32.9 |
| 37 S | 2 W | WM | 4 | NW NE | 39.5 |
| 37 S | 2 W | WM | 4 | SW NE | 39.9 |
| 37 S | 2 W | WM | 4 | SE NE | 32.0 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 4 | NE NW | 39.0 |
| 37 S | 2 W | WM | 4 | NW NW | 34.6 |
| 37 S | 2 W | WM | 4 | SW NW | 39.1 |
| 37 S | 2 W | WM | 4 | SE NW | 39.8 |
| 37 S | 2 W | WM | 4 | NE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NW SW | 40.0 |
| 37 S | 2 W | WM | 4 | SW SW | 38.0 |
| 37 S | 2 W | WM | 4 | SE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NE SE | 38.4 |
| 37 S | 2 W | WM | 4 | NW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SE SE | 38.9 |
| 37 S | 2 W | WM | 5 | NE NE | 40.0 |
| 37 S | 2 W | WM | 5 | NW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SE NE | 40.0 |
| 37 S | 2 W | WM | 5 | NE NW | 23.0 |
| 37 S | 2 W | WM | 5 | NW NW | 11.0 |
| 37 S | 2 W | WM | 5 | SW NW | 5.8 |
| 37 S | 2 W | WM | 5 | SE NW | 35.7 |
| 37 S | 2 W | WM | 5 | NE SW | 2.0 |
| 37 S | 2 W | WM | 5 | NE SE | 39.5 |
| 37 S | 2 W | WM | 5 | NW SE | 22.5 |
| 37 S | 2 W | WM | 5 | SE SE | 14.1 |
| 37 S | 2 W | WM | 9 | NE NE | 33.8 |
| 37 S | 2 W | WM | 9 | NW NE | 34.7 |
| 37 S | 2 W | WM | 9 | SW NE | 38.3 |
| 37 S | 2 W | WM | 9 | SE NE | 34.1 |
| 37 S | 2 W | WM | 9 | NE NW | 38.0 |
| 37 S | 2 W | WM | 9 | NW NW | 16.3 |
| 37 S | 2 W | WM | 9 | SW NW | 5.8 |
| 37 S | 2 W | WM | 9 | SE NW | 38.1 |
| 37 S | 2 W | WM | 9 | NE SW | 1.5 |
| 37 S | 2 W | WM | 9 | NE SE | 28.4 |
| 37 S | 2 W | WM | 9 | NW SE | 13.7 |
| 37 S | 2 W | WM | 9 | SW SE | 2.2 |
| 37 S | 2 W | WM | 9 | SE SE | 36.0 |
| 37 S | 2 W | WM | 10 | NW NE | 8.2 |
| 37 S | 2 W | WM | 10 | SW NE | 2.1 |
| 37 S | 2 W | WM | 10 | NE NW | 6.5 |
| 37 S | 2 W | WM | 10 | NW NW | 31.5 |
| 37 S | 2 W | WM | 10 | SW NW | 17.0 |
| 37 S | 2 W | WM | 10 | SE NW | 0.5 |
| 37 S | 2 W | WM | 10 | NE SW | 2.9 |
| 37 S | 2 W | WM | 10 | NW SW | 16.6 |
| 37 S | 2 W | WM | 10 | SW SW | 33.4 |
| 37 S | 2 W | WM | 10 | SE SW | 25.2 |
| 37 S | 2 W | WM | 10 | NE SE | 2.9 |
| 37 S | 2 W | WM | 10 | NW SE | 8.9 |
| 37 S | 2 W | WM | 10 | SW SE | 29.6 |
| 37 S | 2 W | WM | 10 | SE SE | 29.1 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 11 | SW SW | 24.2 |
| 37 S | 2 W | WM | 11 | SE SE | 1.5 |
| 37 S | 2 W | WM | 12 | NW NE | 1.6 |
| 37 S | 2 W | WM | 12 | SW NE | 3.7 |
| 37 S | 2 W | WM | 12 | SE NE | 5.6 |
| 37 S | 2 W | WM | 12 | NE NW | 30.6 |
| 37 S | 2 W | WM | 12 | NW NW | 10.3 |
| 37 S | 2 W | WM | 12 | SE NW | 6.4 |
| 37 S | 2 W | WM | 12 | SW SW | 5.7 |
| 37 S | 2 W | WM | 12 | NE SE | 20.3 |
| 37 S | 2 W | WM | 12 | NW SE | 25.5 |
| 37 S | 2 W | WM | 12 | SW SE | 3.2 |
| 37 S | 2 W | WM | 12 | SE SE | 0.2 |
| 37 S | 2 W | WM | 13 | NE NW | 7.7 |
| 37 S | 2 W | WM | 13 | NW NW | 9.6 |
| 37 S | 2 W | WM | 13 | SW NW | 7.0 |
| 37 S | 2 W | WM | 13 | SE NW | 11.8 |
| 37 S | 2 W | WM | 13 | NE SW | 2.1 |
| 37 S | 2 W | WM | 13 | NW SW | 5.2 |
| 37 S | 2 W | WM | 13 | SE SW | 0.1 |
| 37 S | 2 W | WM | 13 | NE SE | 2.8 |
| 37 S | 2 W | WM | 13 | SE SE | 0.1 |
| 37 S | 2 W | WM | 14 | NE NE | 0.6 |
| 37 S | 2 W | WM | 14 | SE NE | 0.2 |
| 37 S | 2 W | WM | 14 | NE NW | 2.3 |
| 37 S | 2 W | WM | 14 | NW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SE NW | 22.0 |
| 37 S | 2 W | WM | 14 | NE SW | 34.7 |
| 37 S | 2 W | WM | 14 | NW SW | 40.0 |
| 37 S | 2 W | WM | 14 | SW SW | 23.6 |
| 37 S | 2 W | WM | 14 | SE SW | 25.8 |
| 37 S | 2 W | WM | 14 | NW SE | 9.7 |
| 37 S | 2 W | WM | 14 | SW SE | 1.6 |
| 37 S | 2 W | WM | 15 | NE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NE NW | 39.0 |
| 37 S | 2 W | WM | 15 | NW NW | 37.5 |
| 37 S | 2 W | WM | 15 | SW NW | 7.9 |
| 37 S | 2 W | WM | 15 | SE NW | 31.7 |
| 37 S | 2 W | WM | 15 | NE SE | 39.5 |
| 37 S | 2 W | WM | 15 | NW SE | 17.4 |
| 37 S | 2 W | WM | 15 | SE SE | 10.2 |
| 37 S | 2 W | WM | 16 | NE NE | 15.2 |
| 37 S | 2 W | WM | 23 | NE NW | 2.6 |
| 37 S | 2 W | WM | 23 | NW NW | 1.7 |
| 37 S | 2 W | WM | 24 | NW NE | 0.3 |

This certificate corrects a scrivener's error in Certificate 85289 and describes that portion of the water right confirmed by Certificate 80571, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUN 2 9 2009, approving Transfer Application 10465. This certificate supersedes previously issued 85289.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed OCT 2 3 2009.

Phillip C. Ward, Director

 Recorded in State Record of Water Right Certificates numbered 85876

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of ANTELOPE CREEK, tributary to LITTLE BUTTE CREEK, for SUPPLEMENTAL IRRIGATION OF 9625.5 ACRES.

This right was perfected under Permit S-1705. The date of priority is JUNE 24, 1913. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall notexceed 49.34 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 1 E | WM | 30 | SW NE | HOPKINS CANAL - 770 FEET NORTH AND 1650 FEET WEST FROM THE E¼ CORNER OF SECTION 30 |

The amount of water used for irrigation, together with the amount secured under any other prior 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 to which this right is appurtenant is as follows:

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 7 | NW NE | 12.1 |
| 36 S | 1 E | WM | 7 | SW NE | 17.8 |
| 36 S | 1 E | WM | 7 | NE NW | 5.8 |
| 36 S | 1 E | WM | 7 | NE SE | 6.7 |
| 36 S | 1 E | WM | 7 | NW SE | 8.2 |
| 36 S | 1 E | WM | 7 | SE SE | 6.3 |
| 36 S | 1 E | WM | 18 | NE NE | 25.0 |
| 36 S | 1 E | WM | 18 | NW NE | 17.9 |
| 36 S | 1 E | WM | 18 | SW NE | 35.5 |
| 36 S | 1 E | WM | 18 | SE NE | 22.9 |
| 36 S | 1 E | WM | 18 | SW NW | 0.5 |
| 36 S | 1 E | WM | 18 | SE NW | 25.7 |
| 36 S | 1 E | WM | 18 | NE SW | 36.6 |
| 36 S | 1 E | WM | 18 | NW SW | 23.6 |
| 36 S | 1 E | WM | 18 | SW SW | 18.9 |
| 36 S | 1 E | WM | 18 | SE SW | 39.9 |
| 36 S | 1 E | WM | 18 | NE SE | 3.0 |
| 36 S | 1 E | WM | 18 | NW SE | 38.0 |
| 36 S | 1 E | WM | 18 | SW SE | 24.4 |
| 36 S | 1 E | WM | 19 | NW NE | 29.8 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 19 | SW NE | 38.5 |
| 36 S | 1 E | WM | 19 | SE NE | 33.6 |
| 36 S | 1 E | WM | 19 | NE NW | 39.9 |
| 36 S | 1 E | WM | 19 | NW NW | 25.9 |
| 36 S | 1 E | WM | 19 | SW NW | 19.0 |
| 36 S | 1 E | WM | 19 | SE NW | 37.6 |
| 36 S | 1 E | WM | 19 | NE SW | 33.3 |
| 36 S | 1 E | WM | 19 | NW SW | 34.9 |
| 36 S | 1 E | WM | 19 | SE SW | 19.7 |
| 36 S | 1 E | WM | 19 | NE SE | 34.7 |
| 36 S | 1 E | WM | 19 | NW SE | 38.0 |
| 36 S | 1 E | WM | 19 | SW SE | 38.0 |
| 36 S | 1 E | WM | 19 | SE SE | 28.2 |
| 36 S | 1 E | WM | 20 | SW NW | 6.3 |
| 36 S | 1 E | WM | 20 | NW SW | 20.0 |
| 36 S | 1 E | WM | 30 | NE NE | 4.3 |
| 36 S | 1 E | WM | 30 | NW NE | 32.9 |
| 36 S | 1 E | WM | 30 | SW NE | 13.6 |
| 36 S | 1 E | WM | 30 | NE NW | 11.1 |
| 36 S | 1 W | WM | 8 | SW NE | 32.0 |
| 36 S | 1 W | WM | 8 | SE NE | 29.1 |
| 36 S | 1 W | WM | 8 | NE SW | 7.9 |
| 36 S | 1 W | WM | 8 | NE SE | 35.2 |
| 36 S | 1 W | WM | 8 | NW SE | 20.9 |
| 36 S | 1 W | WM | 8 | SE SE | 8.9 |
| 36 S | 1 W | WM | 9 | NE SW | 19.0 |
| 36 S | 1 W | WM | 9 | NW SW | 32.3 |
| 36 S | 1 W | WM | 9 | SW SW | 17.1 |
| 36 S | 1 W | WM | 9 | SE SW | 5.1 |
| 36 S | 1 W | WM | 9 | NE SE | 5.4 |
| 36 S | 1 W | WM | 9 | NW SE | 1.2 |
| 36 S | 1 W | WM | 9 | SW SE | 9.6 |
| 36 S | 1 W | WM | 9 | SE SE | 28.7 |
| 36 S | 1 W | WM | 10 | SW SW | 10.9 |
| 36 S | 1 W | WM | 10 | SE SW | 22.8 |
| 36 S | 1 W | WM | 10 | SW SE | 10.1 |
| 36 S | 1 W | WM | 13 | SW NE | 2.5 |
| 36 S | 1 W | WM | 13 | SE NW | 2.6 |
| 36 S | 1 W | WM | 13 | NE SW | 8.4 |
| 36 S | 1 W | WM | 13 | SW SW | 12.5 |
| 36 S | 1 W | WM | 13 | NE SE | 9.0 |
| 36 S | 1 W | WM | 13 | NW SE | 6.5 |
| 36 S | 1 W | WM | 13 | SE SE | 29.8 |
| 36 S | 1 W | WM | 14 | SW NE | 3.4 |
| 36 S | 1 W | WM | 14 | SW NW | 18.4 |
| 36 S | 1 W | WM | 14 | NE SW | 17.5 |
| 36 S | 1 W | WM | 14 | NW SW | 13.9 |
| 36 S | 1 W | WM | 14 | SE SW | 0.2 |
| 36 S | 1 W | WM | 14 | NE SE | 24.1 |
| 36 S | 1 W | WM | 14 | NW SE | 5.7 |
| 36 S | 1 W | WM | 14 | SW SE | 6.2 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 14 | SE SE | 3.3 |
| 36 S | 1 W | WM | 15 | NW NE | 22.9 |
| 36 S | 1 W | WM | 15 | SW NE | 9.5 |
| 36 S | 1 W | WM | 15 | SE NE | 30.8 |
| 36 S | 1 W | WM | 15 | NE NW | 23.3 |
| 36 S | 1 W | WM | 15 | NW NW | 19.5 |
| 36 S | 1 W | WM | 15 | SW NW | 3.9 |
| 36 S | 1 W | WM | 15 | SE NW | 24.8 |
| 36 S | 1 W | WM | 15 | NE SW | 2.3 |
| 36 S | 1 W | WM | 15 | NW SW | 5.2 |
| 36 S | 1 W | WM | 15 | NE SE | 27.0 |
| 36 S | 1 W | WM | 15 | NW SE | 7.2 |
| 36 S | 1 W | WM | 15 | SW SE | 2.1 |
| 36 S | 1 W | WM | 15 | SE SE | 34.6 |
| 36 S | 1 W | WM | 16 | SW NE | 19.3 |
| 36 S | 1 W | WM | 16 | SE NE | 14.0 |
| 36 S | 1 W | WM | 16 | SW NW | 2.3 |
| 36 S | 1 W | WM | 16 | SE NW | 3.7 |
| 36 S | 1 W | WM | 16 | NE SE | 3.7 |
| 36 S | 1 W | WM | 16 | NW SE | 0.6 |
| 36 S | 1 W | WM | 17 | SW NE | 18.4 |
| 36 S | 1 W | WM | 17 | SE NE | 0.1 |
| 36 S | 1 W | WM | 17 | NE SE | 1.9 |
| 36 S | 1 W | WM | 17 | NW SE | 14.5 |
| 36 S | 1 W | WM | 18 | NW NW | 1.5 |
| 36 S | 1 W | WM | 19 | SW SW | 5.8 |
| 36 S | 1 W | WM | 19 | SE SW | 0.4 |
| 36 S | 1 W | WM | 19 | SW SE | 0.1 |
| 36 S | 1 W | WM | 19 | SE SE | 6.3 |
| 36 S | 1 W | WM | 20 | SW SW | 1.9 |
| 36 S | 1 W | WM | 20 | SE SW | 0.2 |
| 36 S | 1 W | WM | 21 | Hoover Ponds County Park | |
| 36 S | 1 W | WM | 22 | NE NE | 25.2 |
| 36 S | 1 W | WM | 22 | SW NE | 4.9 |
| 36 S | 1 W | WM | 22 | SE NE | 4.9 |
| 36 S | 1 W | WM | 22 | NE SW | 20.4 |
| 36 S | 1 W | WM | 22 | NW SW | 2.0 |
| 36 S | 1 W | WM | 22 | SW SW | 11.2 |
| 36 S | 1 W | WM | 22 | SE SW | 28.8 |
| 36 S | 1 W | WM | 23 | SW NE | 18.4 |
| 36 S | 1 W | WM | 23 | SE NE | 9.7 |
| 36 S | 1 W | WM | 23 | NW NW | 11.1 |
| 36 S | 1 W | WM | 23 | SW NW | 19.3 |
| 36 S | 1 W | WM | 23 | SE NW | 20.7 |
| 36 S | 1 W | WM | 23 | NE SW | 7.0 |
| 36 S | 1 W | WM | 23 | NE SE | 32.6 |
| 36 S | 1 W | WM | 23 | NW SE | 28.0 |
| 36 S | 1 W | WM | 24 | NE NE | 28.2 |
| 36 S | 1 W | WM | 24 | NW NE | 1.7 |
| 36 S | 1 W | WM | 24 | SW NE | 0.2 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 24 | SE NE | 18.6 |
| 36 S | 1 W | WM | 24 | NW SW | 15.9 |
| 36 S | 1 W | WM | 27 | NW NE | 7.4 |
| 36 S | 1 W | WM | 27 | NE NW | 26.2 |
| 36 S | 1 W | WM | 27 | NW NW | 27.6 |
| 36 S | 1 W | WM | 27 | SW NW | 33.0 |
| 36 S | 1 W | WM | 27 | NW SW | 20.1 |
| 36 S | 1 W | WM | 28 | NE NE | 13.6 |
| 36 S | 1 W | WM | 28 | NW NE | 4.6 |
| 36 S | 1 W | WM | 28 | SE NE | 6.5 |
| 36 S | 1 W | WM | 28 | SW NW | 16.5 |
| 36 S | 1 W | WM | 28 | SE NW | 21.2 |
| 36 S | 1 W | WM | 28 | SW SW | 32.8 |
| 36 S | 1 W | WM | 28 | SE SW | 28.5 |
| 36 S | 1 W | WM | 28 | NE SE | 12.2 |
| 36 S | 1 W | WM | 28 | NW SE | 1.9 |
| 36 S | 1 W | WM | 28 | SW SE | 26.8 |
| 36 S | 1 W | WM | 28 | SE SE | 24.9 |
| 36 S | 1 W | WM | 29 | NE NE | 2.3 |
| 36 S | 1 W | WM | 29 | NW NE | 3.1 |
| 36 S | 1 W | WM | 29 | SW NE | 21.6 |
| 36 S | 1 W | WM | 29 | SE NE | 17.0 |
| 36 S | 1 W | WM | 29 | NE NW | 29.1 |
| 36 S | 1 W | WM | 29 | NW NW | 13.9 |
| 36 S | 1 W | WM | 29 | SW NW | 10.1 |
| 36 S | 1 W | WM | 29 | SE NW | 9.2 |
| 36 S | 1 W | WM | 29 | NE SW | 36.1 |
| 36 S | 1 W | WM | 29 | NW SW | 30.3 |
| 36 S | 1 W | WM | 29 | SW SW | 24.9 |
| 36 S | 1 W | WM | 29 | SE SW | 39.6 |
| 36 S | 1 W | WM | 29 | NE SE | 1.2 |
| 36 S | 1 W | WM | 29 | NW SE | 4.5 |
| 36 S | 1 W | WM | 29 | SW SE | 38.9 |
| 36 S | 1 W | WM | 29 | SE SE | 31.6 |
| 36 S | 1 W | WM | 30 | NE NE | 20.3 |
| 36 S | 1 W | WM | 30 | NW NE | 33.1 |
| 36 S | 1 W | WM | 30 | SW NE | 20.3 |
| 36 S | 1 W | WM | 30 | NE NW | 18.1 |
| 36 S | 1 W | WM | 30 | NW NW | 25.8 |
| 36 S | 1 W | WM | 30 | SW NW | 10.0 |
| 36 S | 1 W | WM | 30 | SE NW | 22.7 |
| 36 S | 1 W | WM | 30 | NE SW | 14.1 |
| 36 S | 1 W | WM | 30 | NW SW | 30.8 |
| 36 S | 1 W | WM | 30 | SW SW | 39.7 |
| 36 S | 1 W | WM | 30 | SE SW | 39.1 |
| 36 S | 1 W | WM | 30 | NW SE | 12.5 |
| 36 S | 1 W | WM | 30 | SW SE | 27.9 |
| 36 S | 1 W | WM | 30 | SE SE | 10.0 |
| 36 S | 1 W | WM | 31 | NW NE | 1.4 |
| 36 S | 1 W | WM | 31 | NW NW | 4.9 |
| 36 S | 1 W | WM | 31 | SE NW | 4.5 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 31 | NE SW | 17.8 |
| 36 S | 1 W | WM | 31 | NW SW | 5.9 |
| 36 S | 1 W | WM | 31 | SW SW | 7.0 |
| 36 S | 1 W | WM | 31 | SE SW | 29.9 |
| 36 S | 1 W | WM | 31 | NW SE | 15.5 |
| 36 S | 1 W | WM | 32 | NE NE | 37.7 |
| 36 S | 1 W | WM | 32 | NW NE | 39.8 |
| 36 S | 1 W | WM | 32 | SW NE | 39.6 |
| 36 S | 1 W | WM | 32 | SE NE | 29.7 |
| 36 S | 1 W | WM | 32 | NE NW | 38.1 |
| 36 S | 1 W | WM | 32 | NW NW | 27.9 |
| 36 S | 1 W | WM | 32 | SW NW | 25.5 |
| 36 S | 1 W | WM | 32 | SE NW | 39.9 |
| 36 S | 1 W | WM | 32 | NE SW | 19.5 |
| 36 S | 1 W | WM | 32 | NW SW | 3.9 |
| 36 S | 1 W | WM | 32 | SW SW | 4.4 |
| 36 S | 1 W | WM | 32 | SE SW | 36.3 |
| 36 S | 1 W | WM | 32 | NE SE | 11.1 |
| 36 S | 1 W | WM | 32 | NW SE | 11.7 |
| 36 S | 1 W | WM | 32 | SW SE | 28.4 |
| 36 S | 1 W | WM | 32 | SE SE | 37.6 |
| 36 S | 1 W | WM | 33 | NE NE | 11.6 |
| 36 S | 1 W | WM | 33 | NW NE | 38.3 |
| 36 S | 1 W | WM | 33 | SW NE | 36.7 |
| 36 S | 1 W | WM | 33 | SE NE | 0.8 |
| 36 S | 1 W | WM | 33 | NE NW | 38.0 |
| 36 S | 1 W | WM | 33 | NW NW | 37.9 |
| 36 S | 1 W | WM | 33 | SW NW | 22.6 |
| 36 S | 1 W | WM | 33 | SE NW | 38.3 |
| 36 S | 1 W | WM | 33 | NE SW | 36.9 |
| 36 S | 1 W | WM | 33 | NW SW | 36.3 |
| 36 S | 1 W | WM | 33 | SW SW | 38.7 |
| 36 S | 1 W | WM | 33 | SE SW | 37.9 |
| 36 S | 1 W | WM | 33 | NW SE | 23.3 |
| 36 S | 1 W | WM | 33 | SW SE | 1.2 |
| 36 S | 1 W | WM | 36 | NE NE | 12.8 |
| 36 S | 1 W | WM | 36 | SE NE | 15.0 |
| 36 S | 1 W | WM | 36 | NE SE | 7.8 |
| 36 S | 1 W | WM | 36 | NW SE | 0.8 |
| 36 S | 1 W | WM | 36 | SW SE | 9.4 |
| 36 S | 1 W | WM | 36 | SE SE | 8.4 |
| 36 S | 2 W | WM | 13 | NE NE | 18.5 |
| 36 S | 2 W | WM | 21 | SW NE | 9.6 |
| 36 S | 2 W | WM | 21 | SE NE | 1.9 |
| 36 S | 2 W | WM | 21 | NE NW | 2.5 |
| 36 S | 2 W | WM | 21 | SE NW | 15.3 |
| 36 S | 2 W | WM | 21 | NE SW | 36.5 |
| 36 S | 2 W | WM | 21 | NW SW | 22.4 |
| 36 S | 2 W | WM | 21 | SE SW | 15.9 |
| 36 S | 2 W | WM | 21 | NW SE | 7.7 |
| 36 S | 2 W | WM | 21 | SW SE | 13.8 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 21 | SE SE | 6.4 |
| 36 S | 2 W | WM | 22 | SW SW | 13.4 |
| 36 S | 2 W | WM | 23 | NW SE | 29.1 |
| 36 S | 2 W | WM | 23 | SW SE | 19.9 |
| 36 S | 2 W | WM | 23 | SE SE | 35.9 |
| 36 S | 2 W | WM | 25 | NE NE | 25.1 |
| 36 S | 2 W | WM | 25 | SW NE | 0.1 |
| 36 S | 2 W | WM | 25 | SE NE | 35.7 |
| 36 S | 2 W | WM | 25 | NE NW | 20.0 |
| 36 S | 2 W | WM | 25 | NW NW | 26.3 |
| 36 S | 2 W | WM | 25 | NE SE | 28.0 |
| 36 S | 2 W | WM | 25 | NW SE | 5.0 |
| 36 S | 2 W | WM | 25 | SW SE | 14.6 |
| 36 S | 2 W | WM | 25 | SE SE | 26.5 |
| 36 S | 2 W | WM | 26 | NW NE | 31.5 |
| 36 S | 2 W | WM | 26 | NE NW | 0.7 |
| 36 S | 2 W | WM | 26 | NE SW | 15.1 |
| 36 S | 2 W | WM | 26 | NW SW | 1.2 |
| 36 S | 2 W | WM | 26 | SW SW | 5.0 |
| 36 S | 2 W | WM | 26 | SE SW | 2.2 |
| 36 S | 2 W | WM | 26 | NW SE | 7.9 |
| 36 S | 2 W | WM | 26 | SW SE | 20.4 |
| 36 S | 2 W | WM | 26 | SE SE | 4.5 |
| 36 S | 2 W | WM | 27 | NE NE | 5.0 |
| 36 S | 2 W | WM | 27 | NW NE | 2.0 |
| 36 S | 2 W | WM | 27 | SW NE | 25.5 |
| 36 S | 2 W | WM | 27 | NW NW | 24.3 |
| 36 S | 2 W | WM | 27 | SW NW | 25.3 |
| 36 S | 2 W | WM | 27 | SE NW | 26.7 |
| 36 S | 2 W | WM | 27 | NE SW | 29.3 |
| 36 S | 2 W | WM | 27 | NW SW | 10.0 |
| 36 S | 2 W | WM | 27 | NE SE | 0.7 |
| 36 S | 2 W | WM | 27 | NW SE | 4.3 |
| 36 S | 2 W | WM | 27 | SW SE | 19.8 |
| 36 S | 2 W | WM | 27 | SE SE | 6.3 |
| 36 S | 2 W | WM | 28 | NE NE | 26.7 |
| 36 S | 2 W | WM | 28 | NW NE | 6.8 |
| 36 S | 2 W | WM | 28 | SW NE | 17.1 |
| 36 S | 2 W | WM | 28 | SE NE | 21.9 |
| 36 S | 2 W | WM | 28 | NE NW | 9.9 |
| 36 S | 2 W | WM | 28 | NW NW | 2.1 |
| 36 S | 2 W | WM | 28 | SW NW | 1.4 |
| 36 S | 2 W | WM | 28 | SE NW | 25.9 |
| 36 S | 2 W | WM | 28 | NW SW | 5.4 |
| 36 S | 2 W | WM | 28 | SW SW | 21.8 |
| 36 S | 2 W | WM | 28 | SE SW | 17.3 |
| 36 S | 2 W | WM | 28 | NE SE | 0.6 |
| 36 S | 2 W | WM | 28 | NW SE | 3.4 |
| 36 S | 2 W | WM | 28 | SW SE | 4.7 |
| 36 S | 2 W | WM | 31 | NE SE | 12.2 |
| 36 S | 2 W | WM | 31 | SE SE | 1.8 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 32 | NE NE | 1.5 |
| 36 S | 2 W | WM | 32 | SW NE | 8.9 |
| 36 S | 2 W | WM | 32 | SE NE | 23.6 |
| 36 S | 2 W | WM | 32 | SE NW | 16.5 |
| 36 S | 2 W | WM | 32 | NE SW | 35.4 |
| 36 S | 2 W | WM | 32 | NW SW | 38.4 |
| 36 S | 2 W | WM | 32 | SW SW | 27.1 |
| 36 S | 2 W | WM | 32 | SE SW | 38.7 |
| 36 S | 2 W | WM | 32 | NE SE | 40.0 |
| 36 S | 2 W | WM | 32 | NW SE | 39.5 |
| 36 S | 2 W | WM | 32 | SW SE | 32.8 |
| 36 S | 2 W | WM | 32 | SE SE | 31.0 |
| 36 S | 2 W | WM | 33 | NE NE | 12.7 |
| 36 S | 2 W | WM | 33 | NW NE | 19.6 |
| 36 S | 2 W | WM | 33 | SW NE | 31.2 |
| 36 S | 2 W | WM | 33 | SE NE | 32.8 |
| 36 S | 2 W | WM | 33 | NE NW | 24.7 |
| 36 S | 2 W | WM | 33 | NW NW | 34.1 |
| 36 S | 2 W | WM | 33 | SW NW | 37.7 |
| 36 S | 2 W | WM | 33 | SE NW | 39.7 |
| 36 S | 2 W | WM | 33 | NE SW | 37.7 |
| 36 S | 2 W | WM | 33 | NW SW | 35.4 |
| 36 S | 2 W | WM | 33 | SW SW | 32.3 |
| 36 S | 2 W | WM | 33 | SE SW | 32.4 |
| 36 S | 2 W | WM | 33 | NE SE | 32.0 |
| 36 S | 2 W | WM | 33 | NW SE | 30.4 |
| 36 S | 2 W | WM | 33 | SW SE | 33.3 |
| 36 S | 2 W | WM | 33 | SE SE | 22.3 |
| 36 S | 2 W | WM | 34 | NE NE | 18.0 |
| 36 S | 2 W | WM | 34 | NW NE | 32.0 |
| 36 S | 2 W | WM | 34 | SW NE | 40.0 |
| 36 S | 2 W | WM | 34 | SE NE | 40.0 |
| 36 S | 2 W | WM | 34 | NE NW | 29.2 |
| 36 S | 2 W | WM | 34 | NW NW | 16.5 |
| 36 S | 2 W | WM | 34 | SW NW | 5.5 |
| 36 S | 2 W | WM | 34 | SE NW | 26.6 |
| 36 S | 2 W | WM | 34 | NE SW | 20.9 |
| 36 S | 2 W | WM | 34 | SW SW | 20.4 |
| 36 S | 2 W | WM | 34 | SE SW | 25.3 |
| 36 S | 2 W | WM | 34 | NE SE | 24.5 |
| 36 S | 2 W | WM | 34 | NW SE | 5.1 |
| 36 S | 2 W | WM | 34 | SW SE | 0.2 |
| 36 S | 2 W | WM | 34 | SE SE | 9.9 |
| 36 S | 2 W | WM | 35 | NE NE | 17.7 |
| 36 S | 2 W | WM | 35 | SW NE | 6.0 |
| 36 S | 2 W | WM | 35 | SE NE | 8.5 |
| 36 S | 2 W | WM | 35 | NE NW | 17.9 |
| 36 S | 2 W | WM | 35 | NW NW | 35.4 |
| 36 S | 2 W | WM | 35 | SW NW | 38.2 |
| 36 S | 2 W | WM | 35 | SE NW | 27.4 |
| 36 S | 2 W | WM | 35 | NE SW | 33.0 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 35 | NW SW | 39.0 |
| 36 S | 2 W | WM | 35 | SW SW | 17.2 |
| 36 S | 2 W | WM | 35 | SE SW | 23.3 |
| 36 S | 2 W | WM | 35 | NE SE | 15.6 |
| 36 S | 2 W | WM | 35 | NW SE | 37.4 |
| 36 S | 2 W | WM | 35 | SW SE | 22.5 |
| 36 S | 2 W | WM | 35 | SE SE | 31.0 |
| 36 S | 2 W | WM | 36 | NW NE | 2.0 |
| 36 S | 2 W | WM | 36 | SW NE | 19.4 |
| 36 S | 2 W | WM | 36 | NE NW | 6.7 |
| 36 S | 2 W | WM | 36 | NW NW | 4.7 |
| 36 S | 2 W | WM | 36 | SW NW | 6.0 |
| 36 S | 2 W | WM | 36 | SE NW | 12.7 |
| 36 S | 2 W | WM | 36 | NW SW | 6.1 |
| 36 S | 2 W | WM | 36 | SE SW | 3.7 |
| 36 S | 2 W | WM | 36 | NE SE | 30.7 |
| 36 S | 2 W | WM | 36 | NW SE | 12.7 |
| 36 S | 2 W | WM | 36 | SW SE | 11.8 |
| 36 S | 2 W | WM | 36 | SE SE | 10.5 |
| 37 S | 1 W | WM | 4 | NE NW | 25.9 |
| 37 S | 1 W | WM | 4 | NW NW | 36.0 |
| 37 S | 1 W | WM | 4 | SW NW | 31.3 |
| 37 S | 1 W | WM | 4 | SE NW | 5.5 |
| 37 S | 1 W | WM | 5 | NE NE | 37.9 |
| 37 S | 1 W | WM | 5 | NW NE | 37.9 |
| 37 S | 1 W | WM | 5 | SW NE | 27.6 |
| 37 S | 1 W | WM | 5 | SE NE | 36.2 |
| 37 S | 1 W | WM | 5 | NE NW | 38.8 |
| 37 S | 1 W | WM | 5 | NW NW | 19.9 |
| 37 S | 1 W | WM | 5 | SW NW | 2.2 |
| 37 S | 1 W | WM | 5 | NW SW | 4.8 |
| 37 S | 1 W | WM | 5 | SW SW | 4.9 |
| 37 S | 1 W | WM | 5 | NE SE | 2.1 |
| 37 S | 1 W | WM | 6 | NE NE | 31.7 |
| 37 S | 1 W | WM | 6 | NW NE | 21.5 |
| 37 S | 1 W | WM | 6 | NE NW | 6.6 |
| 37 S | 1 W | WM | 6 | NW NW | 4.2 |
| 37 S | 1 W | WM | 6 | SW NW | 34.1 |
| 37 S | 1 W | WM | 6 | SE NW | 29.6 |
| 37 S | 1 W | WM | 6 | NW SW | 14.7 |
| 37 S | 1 W | WM | 8 | NW NW | 9.2 |
| 37 S | 1 W | WM | 18 | NE NE | 0.5 |
| 37 S | 1 W | WM | 18 | SW NE | 27.0 |
| 37 S | 1 W | WM | 18 | SE NE | 4.0 |
| 37 S | 1 W | WM | 18 | NW NW | 2.5 |
| 37 S | 1 W | WM | 18 | NW SW | 6.1 |
| 37 S | 1 W | WM | 18 | SE SW | 8.1 |
| 37 S | 1 W | WM | 18 | NE SE | 1.4 |
| 37 S | 1 W | WM | 18 | NW SE | 10.5 |
| 37 S | 1 W | WM | 18 | SW SE | 1.1 |
| 37 S | 2 W | WM | 1 | SW NE | 9.6 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 1 | NE NW | 6.0 |
| 37 S | 2 W | WM | 1 | NW NW | 12.8 |
| 37 S | 2 W | WM | 1 | SW NW | 1.3 |
| 37 S | 2 W | WM | 1 | SE NW | 2.6 |
| 37 S | 2 W | WM | 1 | NE SW | 18.4 |
| 37 S | 2 W | WM | 1 | NW SW | 22.6 |
| 37 S | 2 W | WM | 1 | SW SW | 20.3 |
| 37 S | 2 W | WM | 1 | SE SW | 29.4 |
| 37 S | 2 W | WM | 1 | NW SE | 7.6 |
| 37 S | 2 W | WM | 1 | SW SE | 2.1 |
| 37 S | 2 W | WM | 2 | NE NE | 28.1 |
| 37 S | 2 W | WM | 2 | NW NE | 4.8 |
| 37 S | 2 W | WM | 2 | SW NE | 3.5 |
| 37 S | 2 W | WM | 2 | SE NE | 32.5 |
| 37 S | 2 W | WM | 2 | NE SW | 5.1 |
| 37 S | 2 W | WM | 2 | NW SW | 1.5 |
| 37 S | 2 W | WM | 2 | NE SE | 19.4 |
| 37 S | 2 W | WM | 2 | NW SE | 8.2 |
| 37 S | 2 W | WM | 2 | SE SE | 2.4 |
| 37 S | 2 W | WM | 3 | NW NE | 9.3 |
| 37 S | 2 W | WM | 3 | SW NE | 0.9 |
| 37 S | 2 W | WM | 3 | NE NW | 2.6 |
| 37 S | 2 W | WM | 3 | NW NW | 9.0 |
| 37 S | 2 W | WM | 3 | SW NW | 36.4 |
| 37 S | 2 W | WM | 3 | SE NW | 14.5 |
| 37 S | 2 W | WM | 3 | NE SW | 16.0 |
| 37 S | 2 W | WM | 3 | NW SW | 37.0 |
| 37 S | 2 W | WM | 3 | SW SW | 16.8 |
| 37 S | 2 W | WM | 3 | SE SW | 37.1 |
| 37 S | 2 W | WM | 3 | NW SE | 16.7 |
| 37 S | 2 W | WM | 3 | SW SE | 12.0 |
| 37 S | 2 W | WM | 4 | NE NE | 32.9 |
| 37 S | 2 W | WM | 4 | NW NE | 39.5 |
| 37 S | 2 W | WM | 4 | SW NE | 39.9 |
| 37 S | 2 W | WM | 4 | SE NE | 32.0 |
| 37 S | 2 W | WM | 4 | NE NW | 39.0 |
| 37 S | 2 W | WM | 4 | NW NW | 34.6 |
| 37 S | 2 W | WM | 4 | SW NW | 39.1 |
| 37 S | 2 W | WM | 4 | SE NW | 39.8 |
| 37 S | 2 W | WM | 4 | NE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NW SW | 40.0 |
| 37 S | 2 W | WM | 4 | SW SW | 38.0 |
| 37 S | 2 W | WM | 4 | SE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NE SE | 38.4 |
| 37 S | 2 W | WM | 4 | NW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SE SE | 38.9 |
| 37 S | 2 W | WM | 5 | NE NE | 40.0 |
| 37 S | 2 W | WM | 5 | NW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SE NE | 40.0 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 5 | NE NW | 23.0 |
| 37 S | 2 W | WM | 5 | NW NW | 11.0 |
| 37 S | 2 W | WM | 5 | SW NW | 5.8 |
| 37 S | 2 W | WM | 5 | SE NW | 35.7 |
| 37 S | 2 W | WM | 5 | NE SW | 2.0 |
| 37 S | 2 W | WM | 5 | NE SE | 39.5 |
| 37 S | 2 W | WM | 5 | NW SE | 22.5 |
| 37 S | 2 W | WM | 5 | SE SE | 14.1 |
| 37 S | 2 W | WM | 9 | NE NE | 33.8 |
| 37 S | 2 W | WM | 9 | NW NE | 34.7 |
| 37 S | 2 W | WM | 9 | SW NE | 38.3 |
| 37 S | 2 W | WM | 9 | SE NE | 34.1 |
| 37 S | 2 W | WM | 9 | NE NW | 38.0 |
| 37 S | 2 W | WM | 9 | NW NW | 16.3 |
| 37 S | 2 W | WM | 9 | SW NW | 5.8 |
| 37 S | 2 W | WM | 9 | SE NW | 38.1 |
| 37 S | 2 W | WM | 9 | NE SW | 1.5 |
| 37 S | 2 W | WM | 9 | NE SE | 28.4 |
| 37 S | 2 W | WM | 9 | NW SE | 13.7 |
| 37 S | 2 W | WM | 9 | SW SE | 2.2 |
| 37 S | 2 W | WM | 9 | SE SE | 36.0 |
| 37 S | 2 W | WM | 10 | NW NE | 8.2 |
| 37 S | 2 W | WM | 10 | SW NE | 2.1 |
| 37 S | 2 W | WM | 10 | NE NW | 6.5 |
| 37 S | 2 W | WM | 10 | NW NW | 31.5 |
| 37 S | 2 W | WM | 10 | SW NW | 17.0 |
| 37 S | 2 W | WM | 10 | SE NW | 0.5 |
| 37 S | 2 W | WM | 10 | NE SW | 2.9 |
| 37 S | 2 W | WM | 10 | NW SW | 16.6 |
| 37 S | 2 W | WM | 10 | SW SW | 33.4 |
| 37 S | 2 W | WM | 10 | SE SW | 25.2 |
| 37 S | 2 W | WM | 10 | NE SE | 2.9 |
| 37 S | 2 W | WM | 10 | NW SE | 8.9 |
| 37 S | 2 W | WM | 10 | SW SE | 29.6 |
| 37 S | 2 W | WM | 10 | SE SE | 29.1 |
| 37 S | 2 W | WM | 11 | SW SW | 24.2 |
| 37 S | 2 W | WM | 11 | SE SE | 1.5 |
| 37 S | 2 W | WM | 12 | NW NE | 1.6 |
| 37 S | 2 W | WM | 12 | SW NE | 3.7 |
| 37 S | 2 W | WM | 12 | SE NE | 5.6 |
| 37 S | 2 W | WM | 12 | NE NW | 30.6 |
| 37 S | 2 W | WM | 12 | NW NW | 10.3 |
| 37 S | 2 W | WM | 12 | SE NW | 6.4 |
| 37 S | 2 W | WM | 12 | SW SW | 5.7 |
| 37 S | 2 W | WM | 12 | NE SE | 20.3 |
| 37 S | 2 W | WM | 12 | NW SE | 25.5 |
| 37 S | 2 W | WM | 12 | SW SE | 3.2 |
| 37 S | 2 W | WM | 12 | SE SE | 0.2 |
| 37 S | 2 W | WM | 13 | NE NW | 7.7 |
| 37 S | 2 W | WM | 13 | NW NW | 9.6 |
| 37 S | 2 W | WM | 13 | SW NW | 7.0 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 13 | SE NW | 11.8 |
| 37 S | 2 W | WM | 13 | NE SW | 2.1 |
| 37 S | 2 W | WM | 13 | NW SW | 5.2 |
| 37 S | 2 W | WM | 13 | SE SW | 0.1 |
| 37 S | 2 W | WM | 13 | NE SE | 2.8 |
| 37 S | 2 W | WM | 13 | SE SE | 0.1 |
| 37 S | 2 W | WM | 14 | NE NE | 0.6 |
| 37 S | 2 W | WM | 14 | SE NE | 0.2 |
| 37 S | 2 W | WM | 14 | NE NW | 2.3 |
| 37 S | 2 W | WM | 14 | NW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SE NW | 22.0 |
| 37 S | 2 W | WM | 14 | NE SW | 34.7 |
| 37 S | 2 W | WM | 14 | NW SW | 40.0 |
| 37 S | 2 W | WM | 14 | SW SW | 23.6 |
| 37 S | 2 W | WM | 14 | SE SW | 25.8 |
| 37 S | 2 W | WM | 14 | NW SE | 9.7 |
| 37 S | 2 W | WM | 14 | SW SE | 1.6 |
| 37 S | 2 W | WM | 15 | NE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NE NW | 39.0 |
| 37 S | 2 W | WM | 15 | NW NW | 37.5 |
| 37 S | 2 W | WM | 15 | SW NW | 7.9 |
| 37 S | 2 W | WM | 15 | SE NW | 31.7 |
| 37 S | 2 W | WM | 15 | NE SE | 39.5 |
| 37 S | 2 W | WM | 15 | NW SE | 17.4 |
| 37 S | 2 W | WM | 15 | SE SE | 10.2 |
| 37 S | 2 W | WM | 16 | NE NE | 15.2 |
| 37 S | 2 W | WM | 23 | NE NW | 2.6 |
| 37 S | 2 W | WM | 23 | NW NW | 1.7 |
| 37 S | 2 W | WM | 24 | NW NE | 0.3 |

This certificate corrects a scrivener's error in Certificate 85316 and describes that portion of the water right confirmed by Certificate 80574, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUN 2 9 2009, approving Transfer Application 10465. This certificate supersedes previously issued 85316.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed OCT 2 3 2009.

Phillip C. Ward, Director



Recorded in State Record of Water Right Certificates numbered 85877.

Oregon
Theodore R. Kulongoski, Governor

**Water Resources Department**
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

July 13, 2009

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN RD
MEDFORD OR 97501

REFERENCE: Transfer Application T-10465

Enclosed is a copy of the final order approving your water right transfer application.

The time allowed to complete the transfer is specified in the final order. YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT. The water right for any portion of the authorized change in character of use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change(s) within the time allowed.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

If you have any questions related to the approval of this transfer, you may contact me by telephone at (503) 986-0883 or by e-mail at Sarah.A.Henderson@wrd.state.or.us.

Sincerely,

Sarah Henderson

Sarah Henderson
Executive Support
Field Services Division

cc: Watermaster Dist. #13
Herb Farber, CWRE
Steve Shropshire, Agent
City of Central Point
Medford Irrigation District
Big Boys Development LLC

Enclosure

## Sarah Henderson

**From:** Angela Johnson [angela.johnson@jordanschrader.com]
**Sent:** Thursday, July 23, 2009 4:11 PM
**To:** Sarah Henderson
**Cc:** Steve Shropshire
**Subject:** T-10465/Certificate 85287

Sarah:

This e-mail is a follow up to the phone message I just left you. Steve Shropshire asked me to contact you regarding Certificate 85287, issued with the final order approving Transfer Application T-10465. The bottom right hand corner of Page 4 of Certificate 85287 states: "Recorded in State Record of Water Right Certificates numbered 85286." Steve wanted to bring this to your attention, in case OWRD would like to issue a corrected certificate. Please feel free to let us know if you have any questions. Thank you.

fixed

**ANGELA JOHNSON, JD** | Paralegal
**Jordan Schrader Ramis PC** | Attorneys at Law
Oregon: (503) 598-7070
Direct: (503) 598-5555
Fax: (503) 598-7373
www.jordanschrader.com
One of *Portland Monthly's* Best 20 Places to Work
One of *Oregon Business Magazine's* 100 Best Companies to Work For

CONFIDENTIALITY NOTICE: Please do not read, copy, or disseminate this communication unless you are the intended addressee. This e-mail may contain confidential and/or privileged information intended only for the addressee. If you have received this in error, please notify me via return e-mail.

TAX ADVICE NOTICE: IRS Circular 230 requires us to advise you that if this communication or any attachment contains any tax advice, the advice is not intended to be used, and cannot be used, for the purpose of (i) avoiding tax-related penalties or (ii) promoting, marketing, or recommending any transaction, plan, or arrangement. A taxpayer may rely on professional advice to avoid tax-related penalties only if the advice is reflected in a comprehensive tax opinion that conforms to stringent requirements. Please contact us if you have any questions about this requirement, or would like to discuss preparation of an opinion that conforms to these IRS rules.

Oregon
Theodore R. Kulongoski, Governor

**Water Resources Department**
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

August 14, 2009

Medford Irrigation District
1340 Meyers Lane
Medford, OR 97501

Rogue Valley Irrigation District
3139 Merriman Road
Medford, OR 97501

RE: Correcting Certificate

Enclosed is a new correcting and superseding Certificate # 85714 issued to correct a scrivener's error involving Certificates 85287.

If you have any questions regarding this certificate please contact the transfer section at 503-986-0883.

Sincerely,

Sarah Henderson

Sarah Henderson
Executive Support

enclosure

cc: Watermaster #13
Justin Gericke, (via e-mail)
Angela Johnson, (via e-mail)
Steve Shropshire, (via e-mail)
File (T-10465)

**BEFORE THE WATER RESOURCES DEPARTMENT**

**OF THE**

**STATE OF OREGON**

| | | |
|---|---|---|
| In the Matter of Certificate 85287<br>Jackson County | )<br>)<br>)<br>) | FINAL ORDER<br>CORRECTING A SCRIVENER'S<br>ERROR IN A WATER RIGHT<br>CERTIFICATE |

**Water Right Certificate Holders:**

MEDFORD IRRIGATION DISTRICT
1340 MEYERS LANE
MEDFORD, OREGON 97501

ROGUE VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

**Findings of Fact**

1. Certificate 85287 was issued on June 29, 2009 to describe those portions of the water right confirmed by Certificate 80567, State Record of Water Right Certificates, NOT modified by the provisions of a order of the Water Resources Director entered June 29, 2009, recorded at Special Order Volume 78, Pages 275 - 286 approving Transfer Application T-10465.

2. Certificate 85287 contains a scrivener's error on Page 4. The footer line reads "Recorded in State Record of Water Right Certificates numbered 85286.". The footer line should say "Recorded in State Record of Water Right Certificates numbered 85287.".

**Now, therefore, it is ORDERED:**

1. Certificate 85287 is cancelled and Water Right Certificate 85714 is issued to supersede Certificate 85287 and to correctly describe those portions of the water right confirmed by Certificate 80567, State Record of Water Right Certificates, NOT modified by the provisions of a order of the Water Resources Director entered June 29, 2009, recorded at Special Order Volume 78, Pages 275 - 286 approving Transfer Application T-10465.

Dated at Salem, Oregon this 30th day of July, 2009.

Phillip C. Ward, Director

*Mailing date:* AUG 17 2009

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or 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.

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MEDFORD IRRIGATION DISTRICT
1340 MEYERS LANE
MEDFORD, OREGON 97501

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN RD
MEDFORD, OREGON 97501

confirms the right to use the waters of NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK, for PRIMARY IRRIGATION OF 1126.5 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, Page 498. The date of priority is SEPTEMBER 14, 1899. This right is limited to 8.04 CUBIC FEET PER SECOND (CFS), or its equivalent in case of rotation, measured at the head of the ditch or the point where the same leaves the natural stream, from April 1st to October 1st of each year.

The points of diversion are located as follows:

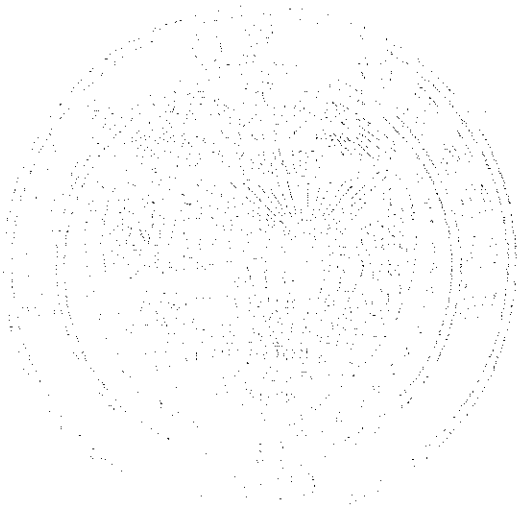
| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20. |
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29. |

A description of the place of use to which this right is appurtenant is as follows:

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 14 | NE SW | 2.00 |
| 36 S | 1 E | WM | 15 | NE NE | 10.00 |
| 36 S | 1 E | WM | 18 | SE NE | 20.00 |
| 36 S | 1 E | WM | 19 | SW NE | 3.00 |
| 36 S | 1 E | WM | 19 | NW SE | 7.00 |
| 36 S | 1 E | WM | 30 | NW NE | 10.00 |
| 36 S | 1 W | WM | 8 | NE SE | 6.00 |
| 36 S | 1 W | WM | 9 | NW SW | 4.00 |
| 36 S | 1 W | WM | 13 | SE SE | 20.00 |
| 36 S | 1 W | WM | 16 | NW NE | 10.00 |
| 36 S | 1 W | WM | 20 | SE SE | 15.60 |
| 36 S | 1 W | WM | 21 | SW SW | 10.00 |
| 36 S | 1 W | WM | 23 | NE SW | 5.00 |
| 36 S | 1 W | WM | 23 | NW SE | 8.00 |
| 36 S | 1 W | WM | 29 | NE NW | 25.30 |
| 36 S | 1 W | WM | 29 | NW NW | 16.76 |
| 36 S | 1 W | WM | 29 | NE SW | 21.00 |
| 36 S | 1 W | WM | 29 | NW SW | 15.00 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 29 | SW SW | 20.00 |
| 36 S | 1 W | WM | 29 | SE SW | 20.0 |
| 36 S | 1 W | WM | 30 | NE NE | 8.0 |
| 36 S | 1 W | WM | 30 | NW NE | 8.0 |
| 36 S | 1 W | WM | 30 | SW NE | 10.0 |
| 36 S | 1 W | WM | 30 | NE SW | 10.0 |
| 36 S | 1 W | WM | 32 | SE SW | 15.0 |
| 36 S | 1 W | WM | 33 | NE NE | 5.0 |
| 36 S | 1 W | WM | 33 | NW NE | 38.0 |
| 36 S | 1 W | WM | 33 | SW NE | 31.0 |
| 36 S | 1 W | WM | 33 | SE SW | 10.0 |
| 36 S | 2 E | WM | 30 | NE NE | 18.0 |
| 36 S | 2 W | WM | 14 | NE SW | 5.0 |
| 36 S | 2 W | WM | 14 | SE SW | 15.0 |
| 36 S | 2 W | WM | 21 | NW NE | 10.0 |
| 36 S | 2 W | WM | 22 | NE NW | 10.0 |
| 36 S | 2 W | WM | 22 | NE SE | 40.0 |
| 36 S | 2 W | WM | 24 | NW SW | 10.0 |
| 36 S | 2 W | WM | 24 | SE SW | 10.0 |
| 36 S | 2 W | WM | 24 | NE SE | 20.0 |
| 36 S | 2 W | WM | 24 | NW SE | 20.0 |
| 36 S | 2 W | WM | 24 | SW SE | 10.0 |
| 36 S | 2 W | WM | 25 | SE NE | 10.0 |
| 36 S | 2 W | WM | 25 | NE NW | 10.0 |
| 36 S | 2 W | WM | 25 | NE SW | 10.0 |
| 36 S | 2 W | WM | 25 | NE SE | 5.0 |
| 36 S | 2 W | WM | 25 | NW SE | 5.0 |
| 36 S | 2 W | WM | 26 | NE SW | 40.0 |
| 36 S | 2 W | WM | 26 | SW SW | 3.0 |
| 36 S | 2 W | WM | 27 | SE SE | 7.0 |
| 36 S | 2 W | WM | 35 | NW NW | 10.0 |
| 36 S | 2 W | WM | 35 | SW NW | 10.0 |
| 36 S | 2 W | WM | 35 | NE SW | 10.0 |
| 36 S | 2 W | WM | 35 | NW SE | 10.0 |
| 36 S | 2 W | WM | 35 | SW SE | 10.0 |
| 37 S | 1 W | WM | 5 | NW NE | 10.0 |
| 37 S | 1 W | WM | 5 | NE NW | 8.0 |
| 37 S | 1 W | WM | 5 | NW NW | 2.0 |
| 37 S | 1 W | WM | 5 | NW SW | 4.8 |
| 37 S | 1 W | WM | 6 | SE NE | 10.0 |
| 37 S | 1 W | WM | 6 | NE SE | 20.0 |
| 37 S | 1 W | WM | 7 | SE NE | 10.0 |
| 37 S | 1 W | WM | 18 | NW NW | 10.0 |
| 37 S | 1 W | WM | 18 | SW NW | 5.0 |
| 37 S | 1 W | WM | 18 | SE NW | 25.0 |
| 37 S | 1 W | WM | 19 | NW NW | 10.0 |
| 37 S | 2 W | WM | 1 | NW NW | 10.0 |
| 37 S | 2 W | WM | 1 | SE NW | 10.0 |
| 37 S | 2 W | WM | 1 | NW SW | 19.0 |
| 37 S | 2 W | WM | 1 | SE SW | 10.0 |
| 37 S | 2 W | WM | 1 | SW SE | 10.0 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 2 | NE NE | 5.0 |
| 37 S | 2 W | WM | 2 | NE SE | 1.0 |
| 37 S | 2 W | WM | 11 | SW NE | 12.0 |
| 37 S | 2 W | WM | 11 | SW NW | 25.0 |
| 37 S | 2 W | WM | 11 | SE NW | 25.0 |
| 37 S | 2 W | WM | 11 | NE SW | 40.0 |
| 37 S | 2 W | WM | 11 | NW SW | 10.0 |
| 37 S | 2 W | WM | 11 | SE SW | 17.0 |
| 37 S | 2 W | WM | 11 | NW SE | 18.0 |
| 37 S | 2 W | WM | 11 | SW SE | 3.0 |
| 37 S | 2 W | WM | 12 | NW NE | 27.0 |
| 37 S | 2 W | WM | 12 | NE NW | 3.0 |
| 37 S | 2 W | WM | 12 | SW SW | 10.0 |
| 37 S | 2 W | WM | 13 | NE NW | 10.0 |
| 37 S | 2 W | WM | 13 | NW SE | 10.0 |
| 37 S | 2 W | WM | 13 | SW SE | 5.0 |
| 37 S | 2 W | WM | 13 | SE SE | 10.0 |
| 37 S | 2 W | WM | 14 | NW NE | 10.0 |
| 37 S | 2 W | WM | 14 | SE NE | 10.0 |
| 37 S | 2 W | WM | 24 | NE NE | 10.0 |



This certificate corrects a scrivener's error in Certificate 85287 and describes that portion of the water right confirmed by Certificate 80567, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered June 29, 2009, approving Transfer Application T-10465. This certificate supersedes previously issued 85287.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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

WITNESS the signature of the Water Resources Director, affixed July 30, 2009.

Phillip C. Ward, Director

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MEDFORD IRRIGATION DISTRICT
1340 MEYERS LANE
MEDFORD, OREGON 97501

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN RD
MEDFORD, OREGON 97501

confirms the right to use the waters of NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK, for PRIMARY IRRIGATION OF 1126.5 ACRES.

1126.46

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, Page 498. The date of priority is SEPTEMBER 14, 1899. This right is limited to 8.04 CUBIC FEET PER SECOND (CFS), or its equivalent in case of rotation, measured at the head of the ditch or the point where the same leaves the natural stream, from April 1st to October 1st of each year.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20. |
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29. |

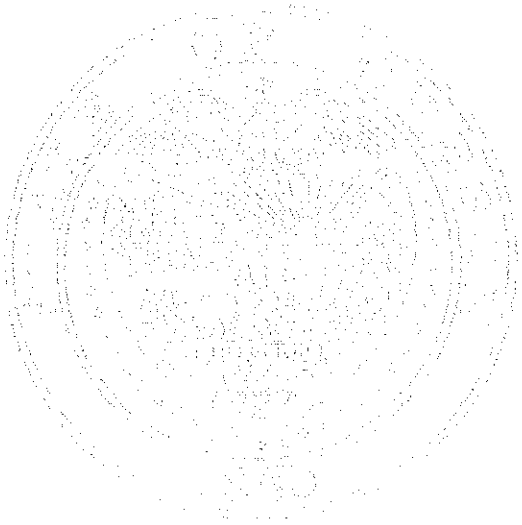
A description of the place of use to which this right is appurtenant is as follows:

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 14 | NE SW | 2.00 |
| 36 S | 1 E | WM | 15 | NE NE | 10.00 |
| 36 S | 1 E | WM | 18 | SE NE | 20.00 |
| 36 S | 1 E | WM | 19 | SW NE | 3.00 |
| 36 S | 1 E | WM | 19 | NW SE | 7.00 |
| 36 S | 1 E | WM | 30 | NW NE | 10.00 |
| 36 S | 1 W | WM | 8 | NE SE | 6.00 |
| 36 S | 1 W | WM | 9 | NW SW | 4.00 |
| 36 S | 1 W | WM | 13 | SE SE | 20.00 |
| 36 S | 1 W | WM | 16 | NW NE | 10.00 |
| 36 S | 1 W | WM | 20 | SE SE | 15.60 |
| 36 S | 1 W | WM | 21 | SW SW | 10.00 |
| 36 S | 1 W | WM | 23 | NE SW | 5.00 |
| 36 S | 1 W | WM | 23 | NW SE | 8.00 |
| 36 S | 1 W | WM | 29 | NE NW | 25.30 |
| 36 S | 1 W | WM | 29 | NW NW | 16.76 |
| 36 S | 1 W | WM | 29 | NE SW | 21.00 |
| 36 S | 1 W | WM | 29 | NW SW | 15.00 |

Hey Dorothy –
Both these certs list 1126.5 of acres irrigated. If you add up the acres listed, it comes to 1126.46
Just an FYI.
Tyler

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 29 | SW SW | 20.00 |
| 36 S | 1 W | WM | 29 | SE SW | 20.0 |
| 36 S | 1 W | WM | 30 | NE NE | 8.0 |
| 36 S | 1 W | WM | 30 | NW NE | 8.0 |
| 36 S | 1 W | WM | 30 | SW NE | 10.0 |
| 36 S | 1 W | WM | 30 | NE SW | 10.0 |
| 36 S | 1 W | WM | 32 | SE SW | 15.0 |
| 36 S | 1 W | WM | 33 | NE NE | 5.0 |
| 36 S | 1 W | WM | 33 | NW NE | 38.0 |
| 36 S | 1 W | WM | 33 | SW NE | 31.0 |
| 36 S | 1 W | WM | 33 | SE SW | 10.0 |
| 36 S | 2 E | WM | 30 | NE NE | 18.0 |
| 36 S | 2 W | WM | 14 | NE SW | 5.0 |
| 36 S | 2 W | WM | 14 | SE SW | 15.0 |
| 36 S | 2 W | WM | 21 | NW NE | 10.0 |
| 36 S | 2 W | WM | 22 | NE NW | 10.0 |
| 36 S | 2 W | WM | 22 | NE SE | 40.0 |
| 36 S | 2 W | WM | 24 | NW SW | 10.0 |
| 36 S | 2 W | WM | 24 | SE SW | 10.0 |
| 36 S | 2 W | WM | 24 | NE SE | 20.0 |
| 36 S | 2 W | WM | 24 | NW SE | 20.0 |
| 36 S | 2 W | WM | 24 | SW SE | 10.0 |
| 36 S | 2 W | WM | 25 | SE NE | 10.0 |
| 36 S | 2 W | WM | 25 | NE NW | 10.0 |
| 36 S | 2 W | WM | 25 | NE SW | 10.0 |
| 36 S | 2 W | WM | 25 | NE SE | 5.0 |
| 36 S | 2 W | WM | 25 | NW SE | 5.0 |
| 36 S | 2 W | WM | 26 | NE SW | 40.0 |
| 36 S | 2 W | WM | 26 | SW SW | 3.0 |
| 36 S | 2 W | WM | 27 | SE SE | 7.0 |
| 36 S | 2 W | WM | 35 | NW NW | 10.0 |
| 36 S | 2 W | WM | 35 | SW NW | 10.0 |
| 36 S | 2 W | WM | 35 | NE SW | 10.0 |
| 36 S | 2 W | WM | 35 | NW SE | 10.0 |
| 36 S | 2 W | WM | 35 | SW SE | 10.0 |
| 37 S | 1 W | WM | 5 | NW NE | 10.0 |
| 37 S | 1 W | WM | 5 | NE NW | 8.0 |
| 37 S | 1 W | WM | 5 | NW NW | 2.0 |
| 37 S | 1 W | WM | 5 | NW SW | 4.8 |
| 37 S | 1 W | WM | 6 | SE NE | 10.0 |
| 37 S | 1 W | WM | 6 | NE SE | 20.0 |
| 37 S | 1 W | WM | 7 | SE NE | 10.0 |
| 37 S | 1 W | WM | 18 | NW NW | 10.0 |
| 37 S | 1 W | WM | 18 | SW NW | 5.0 |
| 37 S | 1 W | WM | 18 | SE NW | 25.0 |
| 37 S | 1 W | WM | 19 | NW NW | 10.0 |
| 37 S | 2 W | WM | 1 | NW NW | 10.0 |
| 37 S | 2 W | WM | 1 | SE NW | 10.0 |
| 37 S | 2 W | WM | 1 | NW SW | 19.0 |
| 37 S | 2 W | WM | 1 | SE SW | 10.0 |
| 37 S | 2 W | WM | 1 | SW SE | 10.0 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 2 | NE NE | 5.0 |
| 37 S | 2 W | WM | 2 | NE SE | 1.0 |
| 37 S | 2 W | WM | 11 | SW NE | 12.0 |
| 37 S | 2 W | WM | 11 | SW NW | 25.0 |
| 37 S | 2 W | WM | 11 | SE NW | 25.0 |
| 37 S | 2 W | WM | 11 | NE SW | 40.0 |
| 37 S | 2 W | WM | 11 | NW SW | 10.0 |
| 37 S | 2 W | WM | 11 | SE SW | 17.0 |
| 37 S | 2 W | WM | 11 | NW SE | 18.0 |
| 37 S | 2 W | WM | 11 | SW SE | 3.0 |
| 37 S | 2 W | WM | 12 | NW NE | 27.0 |
| 37 S | 2 W | WM | 12 | NE NW | 3.0 |
| 37 S | 2 W | WM | 12 | SW SW | 10.0 |
| 37 S | 2 W | WM | 13 | NE NW | 10.0 |
| 37 S | 2 W | WM | 13 | NW SE | 10.0 |
| 37 S | 2 W | WM | 13 | SW SE | 5.0 |
| 37 S | 2 W | WM | 13 | SE SE | 10.0 |
| 37 S | 2 W | WM | 14 | NW NE | 10.0 |
| 37 S | 2 W | WM | 14 | SE NE | 10.0 |
| 37 S | 2 W | WM | 24 | NE NE | 10.0 |



This certificate corrects a scrivener's error in Certificate 85287 and describes that portion of the water right confirmed by Certificate 80567, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered June 29, 2009, approving Transfer Application T-10465. This certificate supersedes previously issued 85287.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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

WITNESS the signature of the Water Resources Director, affixed July 30, 2009.

Phillip C. Ward, Director

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MEDFORD IRRIGATION DISTRICT
1340 MEYERS LANE
MEDFORD, OREGON 97501

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN RD
MEDFORD, OREGON 97501

confirms the right to use the waters of NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK for PRIMARY IRRIGATION OF 1126.5 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, Page 498. The date of priority is SEPTEMBER 14, 1899. This right is limited to 8.04 CUBIC FEET PER SECOND (CFS), or its equivalent in case of rotation, measured at the head of the ditch or the point where the same leaves the natural stream, from April 1st to October 1st of each year.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20. |
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29. |

A description of the place of use to which this right is appurtenant is as follows:

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 14 | NE SW | 2.00 |
| 36 S | 1 E | WM | 15 | NE NE | 10.00 |
| 36 S | 1 E | WM | 18 | SE NE | 20.00 |
| 36 S | 1 E | WM | 19 | SW NE | 3.00 |
| 36 S | 1 E | WM | 19 | NW SE | 7.00 |
| 36 S | 1 E | WM | 30 | NW NE | 10.00 |
| 36 S | 1 W | WM | 8 | NE SE | 6.00 |
| 36 S | 1 W | WM | 9 | NW SW | 4.00 |
| 36 S | 1 W | WM | 13 | SE SE | 20.00 |
| 36 S | 1 W | WM | 16 | NW NE | 10.00 |
| 36 S | 1 W | WM | 20 | SE SE | 15.60 |
| 36 S | 1 W | WM | 21 | SW SW | 10.00 |
| 36 S | 1 W | WM | 23 | NE SW | 5.00 |
| 36 S | 1 W | WM | 23 | NW SE | 8.00 |
| 36 S | 1 W | WM | 29 | NE NW | 25.30 |
| 36 S | 1 W | WM | 29 | NW NW | 16.76 |
| 36 S | 1 W | WM | 29 | NE SW | 21.00 |
| 36 S | 1 W | WM | 29 | NW SW | 15.00 |
| 36 S | 1 W | WM | 29 | SW SW | 20.00 |

1126.46

228.66

Cert.



Certificate ~~85287~~ Chg.

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 29 | SE SW | 20.0 |
| 36 S | 1 W | WM | 30 | NE NE | 8.0 |
| 36 S | 1 W | WM | 30 | NW NE | 8.0 |
| 36 S | 1 W | WM | 30 | SW NE | 10.0 |
| 36 S | 1 W | WM | 30 | NE SW | 10.0 |
| 36 S | 1 W | WM | 32 | SE SW | 15.0 |
| 36 S | 1 W | WM | 33 | NE NE | 5.0 |
| 36 S | 1 W | WM | 33 | NW NE | 38.0 |
| 36 S | 1 W | WM | 33 | SW NE | 31.0 |
| 36 S | 1 W | WM | 33 | SE SW | 10.0 |
| 36 S | 2 E | WM | 30 | NE NE | 18.0 |
| 36 S | 2 W | WM | 14 | NE SW | 5.0 |
| 36 S | 2 W | WM | 14 | SE SW | 15.0 |
| 36 S | 2 W | WM | 21 | NW NE | 10.0 |
| 36 S | 2 W | WM | 22 | NE NW | 10.0 |
| 36 S | 2 W | WM | 22 | NE SE | 40.0 |
| 36 S | 2 W | WM | 24 | NW SW | 10.0 |
| 36 S | 2 W | WM | 24 | SE SW | 10.0 |
| 36 S | 2 W | WM | 24 | NE SE | 20.0 |
| 36 S | 2 W | WM | 24 | NW SE | 20.0 |
| 36 S | 2 W | WM | 24 | SW SE | 10.0 |
| 36 S | 2 W | WM | 25 | SE NE | 10.0 |
| 36 S | 2 W | WM | 25 | NE NW | 10.0 |
| 36 S | 2 W | WM | 25 | NE SW | 10.0 |
| 36 S | 2 W | WM | 25 | NE SE | 5.0 |
| 36 S | 2 W | WM | 25 | NW SE | 5.0 |
| 36 S | 2 W | WM | 26 | NE SW | 40.0 |
| 36 S | 2 W | WM | 26 | SW SW | 3.0 |
| 36 S | 2 W | WM | 27 | SE SE | 7.0 |
| 36 S | 2 W | WM | 35 | NW NW | 10.0 |
| 36 S | 2 W | WM | 35 | SW NW | 10.0 |
| 36 S | 2 W | WM | 35 | NE SW | 10.0 |
| 36 S | 2 W | WM | 35 | NW SE | 10.0 |
| 36 S | 2 W | WM | 35 | SW SE | 10.0 |
| 37 S | 1 W | WM | 5 | NW NE | 10.0 |
| 37 S | 1 W | WM | 5 | NE NW | 8.0 |
| 37 S | 1 W | WM | 5 | NW NW | 2.0 |
| 37 S | 1 W | WM | 5 | NW SW | 4.8 |
| 37 S | 1 W | WM | 6 | SE NE | 10.0 |
| 37 S | 1 W | WM | 6 | NE SE | 20.0 |
| 37 S | 1 W | WM | 7 | SE NE | 10.0 |
| 37 S | 1 W | WM | 18 | NW NW | 10.0 |
| 37 S | 1 W | WM | 18 | SW NW | 5.0 |
| 37 S | 1 W | WM | 18 | SE NW | 25.0 |
| 37 S | 1 W | WM | 19 | NW NW | 10.0 |
| 37 S | 2 W | WM | 1 | NW NW | 10.0 |
| 37 S | 2 W | WM | 1 | SE NW | 10.0 |
| 37 S | 2 W | WM | 1 | NW SW | 19.0 |
| 37 S | 2 W | WM | 1 | SE SW | 10.0 |
| 37 S | 2 W | WM | 1 | SW SE | 10.0 |
| 37 S | 2 W | WM | 2 | NE NE | 5.0 |

641.8

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 2 | NE SE | 1.0 |
| 37 S | 2 W | WM | 11 | SW NE | 12.0 |
| 37 S | 2 W | WM | 11 | SW NW | 25.0 |
| 37 S | 2 W | WM | 11 | SE NW | 25.0 |
| 37 S | 2 W | WM | 11 | NE SW | 40.0 |
| 37 S | 2 W | WM | 11 | NW SW | 10.0 |
| 37 S | 2 W | WM | 11 | SE SW | 17.0 |
| 37 S | 2 W | WM | 11 | NW SE | 18.0 |
| 37 S | 2 W | WM | 11 | SW SE | 3.0 |
| 37 S | 2 W | WM | 12 | NW NE | 27.0 |
| 37 S | 2 W | WM | 12 | NE NW | 3.0 |
| 37 S | 2 W | WM | 12 | SW SW | 10.0 |
| 37 S | 2 W | WM | 13 | NE NW | 10.0 |
| 37 S | 2 W | WM | 13 | NW SE | 10.0 |
| 37 S | 2 W | WM | 13 | SW SE | 5.0 |
| 37 S | 2 W | WM | 13 | SE SE | 10.0 |
| 37 S | 2 W | WM | 14 | NW NE | 10.0 |
| 37 S | 2 W | WM | 14 | SE NE | 10.0 |
| 37 S | 2 W | WM | 24 | NE NE | 10.0 |

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This certificate describes that portion of the water right confirmed by Certificate 80567, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUN 29 2009, approving Transfer Application 10465.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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

WITNESS the signature of the Water Resources Director, affixed JUN 29 2009.

Phillip C. Ward, Director

## Kelly Starnes

**From:** Dorothy Pedersen
**Sent:** Tuesday, September 15, 2009 12:13 PM
**To:** Justin Gericke; Kelly Starnes
**Cc:** Angela Johnson
**Subject:** RE: T-10465 Correcting Order and Cert

Justin,

I apologize for the cascade of errors that have come to light in the T-10465 documents. Kelly Starnes will be preparing the correcting documents, so I've forwarded your comments to him. He will let you know if anything else is needed.

Thank you for your patience!

Dorothy

**From:** Justin Gericke [mailto:justin.gericke@jordanschrader.com]
**Sent:** Tuesday, September 15, 2009 10:25 AM
**To:** Dorothy Pedersen
**Cc:** Angela Johnson
**Subject:** RE: T-10465 Correcting Order and Cert

Dorothy,

Is there anything more that we can provide you to make the corrections listed below?

Please call if we can be of any assistance.

Regards,

Justin

> -----Original Message-----
> **From:** Sarah Henderson [mailto:hendersa@wrd.state.or.us]
> **Sent:** Friday, August 28, 2009 3:11 PM
> **To:** Justin Gericke
> **Subject:** RE: T-10465 Correcting Order and Cert
>
> Thanks Justin, I gave your email to Dorothy, She will be fixing this. Thank you for your help.
>
> **From:** Justin Gericke [mailto:justin.gericke@jordanschrader.com]
> **Sent:** Thursday, August 27, 2009 10:38 AM
> **To:** Sarah Henderson
> **Cc:** Angela Johnson
> **Subject:** RE: T-10465 Correcting Order and Cert
>
> Sarah,
>
> Pursuant to our conversation last week, I have completed my review of the Final Order and confirming certificates for T-10465. In addition to the error corrected in the Correcting Order and certificate addressed below, I have discovered the following errors:

In the Final Order, Page 1, Paragraph 4:

The certificate excluded from the transfer, as noted in Paragraph 3, was Certificate **80576**, not 80567.

Confirming certificate 85316:

I believe the rate should be **49.34 CFS**, not 49 CFS.

Confirming certificate 85289:

I believe the rate should be **49.34 CFS**, not 49 CFS.

The District is coordinating with the City of Central Point to prove up this transfer pursuant to Paragraph 10 of the Final Order (page 11). The District anticipates this will occur in the latter half of September, but a date certain has not been set.

Please call me to discuss if necessary and please let me know if I can provide you with any additional information.

Regards,

Justin

Justin D. Gericke
**Jordan Schrader Ramis PC**
Two Centerpointe Drive, 6th Floor
Lake Oswego, Oregon 97035
ph: 503.598.7070
fax: 503.598.7373
justin.gericke@jordanschrader.com

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TAX ADVICE NOTICE: IRS Circular 230 requires us to advise you that if this communication or any attachment contains any tax advice, the advice is not intended to be used, and cannot be used, for the purpose of (i) avoiding tax-related penalties or (ii) promoting, marketing, or recommending any transaction, plan, or arrangement. A taxpayer may rely on professional advice to avoid tax-related penalties only if the advice is reflected in a comprehensive tax opinion that conforms to stringent requirements. Please contact us if you have any questions about this requirement, or would like to discuss preparation of an opinion that conforms to these IRS rules.

-----Original Message-----
**From:** Sarah Henderson [mailto:hendersa@wrd.state.or.us]
**Sent:** Friday, August 14, 2009 7:37 AM
**To:** Justin Gericke; Angela Johnson; Steve Shropshire
**Subject:** T-10465 Correcting Order and Cert

Attached is the correcting order, certificate and letter for T-10465.

Please let me know if you have problems opening the attachments.

Thank you,

Sarah Henderson
OWRD

**BEFORE THE WATER RESOURCES DEPARTMENT**
**OF THE**
**STATE OF OREGON**

| | | |
|---|---|---|
| In the Matter of Transfer Application T-10465, Jackson County | ) | FINAL ORDER APPROVING AN ADDITIONAL POINT OF DIVERSION, CHANGES IN PLACE OF USE, AND A CHANGE IN CHARACTER OF USE |

## Authority

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

Rogue River Valley Irrigation District
3139 Merriman Road
Medford, OR 97501

**Receiving Municipality**

City of Central Point
140 S. Third
Central Point, OR 97524

## Findings of Fact

### *Background*

1. On September 27, 2007, Rogue River Valley Irrigation District filed a transfer application for an additional point of diversion and to change the character of use and place of use for portions of Certificates 80566, 80567, 80569, 80571, 80574, and 80576. The Department assigned the application number T-10465.

2. On February 26, 2008, the Department requested additional information from the applicant.

3. On August 21, 2008, the applicant requested to remove Certificate 80576 from Transfer Application T-10465.

4. On September 16, 2008, the applicant submitted two revised transfer maps. A revised map showing the area of municipal coverage with corrected section numbers and a revised map of supplemental water rights (map 2 of 4) excluding Certificate 80567.
76

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or 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.

5. The portion of the first right to be transferred is as follows:

**Certificate:** 80566 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT confirmed by decree entered of record at Salem in the Order Record of the State Engineer in Volume 14, Page 498
**Use:** PRIMARY IRRIGATION OF 14.8 ACRES
**Priority Date:** SEPTEMBER 14, 1899
**Rate:** 0.11 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 14.8 |

6. The portion of the second right to be transferred is as follows:

**Certificate:** 80567 in the name in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT and MEDFORD IRRIGATION DISTRICT confirmed by decree entered of record at Salem in the Order Record of the Sate Engineer in Volume 14, Page 498
**Use:** PRIMARY IRRIGATION OF 15.2 ACRES
**Priority Date:** SEPTEMBER 14, 1899
**Rate:** 0.11 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | NE SW | 10.0 |
| 37 S | 1 W | WM | 5 | NW SW | 5.2 |
| | | | | Total | 15.2 |

7. The portion of the third right to be transferred is as follows:

**Certificate:** 80569 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit E-19.
**Use:** PRIMARY IRRIGATION OF 97.9 ACRES AND SUPPLEMENTAL IRRIGATION OF 30.0 ACRES
**Priority Date:** JULY 23, 1909
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| PRIMARY IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 18.0 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 16.1 |
| 37 S | 1 W | WM | 5 | NW SW | 26.1 |
| | | | | Total | 97.9 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 14.8 |
| 37 S | 1 W | WM | 5 | NE SW | 10.0 |
| 37 S | 1 W | WM | 5 | NW SW | 5.2 |
| | | | | Total | 30.0 |

8. The portion of the fourth right to be transferred is as follows:

**Certificate:** 80571 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit S-407.
**Use:** SUPPLEMENTAL IRRIGATION OF 127.9 ACRES
**Priority Date:** MARCH 31, 1910
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Sources:** FOURMILE LAKE RESERVOIR, within the KLAMATH RIVER BASIN; and water draining or flowing into the CASCADE CANAL; and FISH LAKE RESERVOIR; within the ROGUE RIVER BASIN

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 5 E | WM | 9 | SW NW | FOURMILE LAKE DAM - 3600 FEET NORTH AND 4200 FEET EAST FROM THE SW CORNER OF SECTION 9 |
| 37 S | 4 E | WM | 4 | SE SE | FISH LAKE DAM - 4000 FEET SOUTH AND 600 FEET EAST FROM THE NE CORNER OF SECTION 4 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |

**Authorized Place of Use:**

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 32.8 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 26.1 |
| 37 S | 1 W | WM | 5 | NW SW | 31.3 |
| | | | | Total | 127.9 |

9. There is an apparent scrivener's error in two of the point of diversion descriptions in Certificate 80571 (described in Finding of Fact No. 9 above). The Fourmile Lake Dam point of diversion (POD) description should give the coordinates from the *SE* Corner of Section 9, not the *SW* Corner as currently described in Certificate 80571. Additionally, the Fish Lake Dam POD description states "600 feet *East* from NE corner", this should be "600 feet *West* from NE corner". Corrections to the POD coordinates are based on the maps and correspondence from the applicant and confirmation from an aerial photo and other maps of the area. The authorized points of diversion under the right evidenced by Certificate 80571 should be described as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |
| 36 S | 5 E | WM | 9 | SW NW | FOURMILE LAKE DAM - 3600 FEET NORTH AND 4200 FEET WEST FROM THE SE CORNER OF SECTION 9 |
| 37 S | 4 E | WM | 4 | SE SE | FISH LAKE DAM - 4000 FEET SOUTH AND 600 FEET WEST FROM THE NE CORNER OF SECTION 4 |
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |

10. The portion of the fifth right to be transferred is as follows:

**Certificate:** 80574 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit S-1705.
**Use:** SUPPLEMENTAL IRRIGATION OF 127.9 ACRES
**Priority Date:** JUNE 24, 1913
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Source:** ANTELOPE CREEK, tributary to LITTLE BUTTE CREEK

**Authorized Point of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 1 E | WM | 30 | SW NE | HOPKINS CANAL - 770 FEET NORTH AND 1650 FEET WEST FROM THE E¼ CORNER OF SECTION 30 |

**Authorized Place of Use:**

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 32.8 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 26.1 |
| 37 S | 1 W | WM | 5 | NW SW | 31.3 |
| | | | | Total | 127.9 |

11. Transfer Application T-10465 proposes to change the character of use to municipal use.

12. Transfer Application T-10465 proposes an additional point of diversion approximately 15 miles downstream from the closest existing point of diversion associated with Certificate 80574 (Hopkins Ditch POD). The additional point of diversion is located:

| Twp | Rng | Mer | Sec | Q-Q | DLC | Measured Distances |
|---|---|---|---|---|---|---|
| 36S | 2W | W.M. | 13 | SW NW | 42 | MEDFORD WATER COMMISSION DUFF TREATMENT PLANT - 3961.8 FEET SOUTH AND 1883.3 FEET EAST FROM THE NE CORNER OF DLC 42 IN SECTION 11 |

13. Transfer Application T-10465 proposes to change the place of use to within the city limits of the City of Central Point, described as:

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 36 | S | 2 | W | WM | 34 | NE | SW |
| 36 | S | 2 | W | WM | 34 | SE | SW |
| 36 | S | 2 | W | WM | 34 | NE | SE |
| 36 | S | 2 | W | WM | 34 | NW | SE |
| 36 | S | 2 | W | WM | 34 | SW | SE |
| 36 | S | 2 | W | WM | 34 | SE | SE |
| 36 | S | 2 | W | WM | 35 | SW | SW |
| 36 | S | 2 | W | WM | 35 | SE | SE |
| 36 | S | 2 | W | WM | 36 | SE | NW |
| 36 | S | 2 | W | WM | 36 | NE | SW |
| 36 | S | 2 | W | WM | 36 | SW | SW |
| 36 | S | 2 | W | WM | 36 | SE | SW |
| 37 | S | 2 | W | WM | 1 | NE | NW |
| 37 | S | 2 | W | WM | 1 | NW | NW |
| 37 | S | 2 | W | WM | 1 | SW | NW |
| 37 | S | 2 | W | WM | 1 | SE | NW |
| 37 | S | 2 | W | WM | 1 | NE | SW |
| 37 | S | 2 | W | WM | 1 | NW | SW |
| 37 | S | 2 | W | WM | 1 | SW | SW |
| 37 | S | 2 | W | WM | 1 | SE | SW |
| 37 | S | 2 | W | WM | 2 | NE | NE |
| 37 | S | 2 | W | WM | 2 | SE | NE |
| 37 | S | 2 | W | WM | 2 | NW | NW |
| 37 | S | 2 | W | WM | 2 | SW | NW |
| 37 | S | 2 | W | WM | 2 | SE | NW |
| 37 | S | 2 | W | WM | 2 | NE | SW |
| 37 | S | 2 | W | WM | 2 | NW | SW |

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 37 | S | 2 | W | WM | 2 | SW | SW |
| 37 | S | 2 | W | WM | 2 | SE | SW |
| 37 | S | 2 | W | WM | 2 | NE | SE |
| 37 | S | 2 | W | WM | 2 | NW | SE |
| 37 | S | 2 | W | WM | 2 | SW | SE |
| 37 | S | 2 | W | WM | 2 | SE | SE |
| 37 | S | 2 | W | WM | 3 | NE | NE |
| 37 | S | 2 | W | WM | 3 | NW | NE |
| 37 | S | 2 | W | WM | 3 | SW | NE |
| 37 | S | 2 | W | WM | 3 | SE | NE |
| 37 | S | 2 | W | WM | 3 | NE | NW |
| 37 | S | 2 | W | WM | 3 | NW | NW |
| 37 | S | 2 | W | WM | 3 | SW | NW |
| 37 | S | 2 | W | WM | 3 | SE | NW |
| 37 | S | 2 | W | WM | 3 | NE | SW |
| 37 | S | 2 | W | WM | 3 | NW | SW |
| 37 | S | 2 | W | WM | 3 | SW | SW |
| 37 | S | 2 | W | WM | 3 | SE | SW |
| 37 | S | 2 | W | WM | 3 | NE | SE |
| 37 | S | 2 | W | WM | 3 | NW | SE |
| 37 | S | 2 | W | WM | 3 | SW | SE |
| 37 | S | 2 | W | WM | 3 | SE | SE |
| 37 | S | 2 | W | WM | 10 | NE | NE |
| 37 | S | 2 | W | WM | 10 | NW | NE |
| 37 | S | 2 | W | WM | 10 | SW | NE |
| 37 | S | 2 | W | WM | 10 | SE | NE |
| 37 | S | 2 | W | WM | 10 | NE | NW |
| 37 | S | 2 | W | WM | 10 | NW | NW |
| 37 | S | 2 | W | WM | 10 | SW | NW |
| 37 | S | 2 | W | WM | 10 | SE | NW |
| 37 | S | 2 | W | WM | 10 | NE | SW |
| 37 | S | 2 | W | WM | 10 | NW | SW |
| 37 | S | 2 | W | WM | 10 | SW | SW |
| 37 | S | 2 | W | WM | 10 | SE | SW |
| 37 | S | 2 | W | WM | 10 | NE | SE |
| 37 | S | 2 | W | WM | 10 | NW | SE |
| 37 | S | 2 | W | WM | 10 | SW | SE |

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 37 | S | 2 | W | WM | 10 | SE | SE |
| 37 | S | 2 | W | WM | 11 | NE | NE |
| 37 | S | 2 | W | WM | 11 | NW | NE |
| 37 | S | 2 | W | WM | 11 | SW | NE |
| 37 | S | 2 | W | WM | 11 | SE | NE |
| 37 | S | 2 | W | WM | 11 | NE | NW |
| 37 | S | 2 | W | WM | 11 | NW | NW |
| 37 | S | 2 | W | WM | 11 | SW | NW |
| 37 | S | 2 | W | WM | 11 | SE | NW |
| 37 | S | 2 | W | WM | 11 | NE | SW |
| 37 | S | 2 | W | WM | 11 | NW | SW |
| 37 | S | 2 | W | WM | 11 | SW | SW |
| 37 | S | 2 | W | WM | 11 | SE | SW |
| 37 | S | 2 | W | WM | 11 | NE | SE |
| 37 | S | 2 | W | WM | 11 | NW | SE |
| 37 | S | 2 | W | WM | 11 | SW | SE |
| 37 | S | 2 | W | WM | 11 | SE | SE |
| 37 | S | 2 | W | WM | 12 | NE | NW |
| 37 | S | 2 | W | WM | 12 | NW | NW |
| 37 | S | 2 | W | WM | 12 | SW | NW |
| 37 | S | 2 | W | WM | 12 | SE | NW |
| 37 | S | 2 | W | WM | 12 | NE | SW |
| 37 | S | 2 | W | WM | 12 | NW | SW |
| 37 | S | 2 | W | WM | 12 | SW | SW |
| 37 | S | 2 | W | WM | 12 | SE | SW |

14. Notice of the application for transfer was published on October 16, 2007, pursuant to ORS 540.520 and OAR 690-380-4000. The Bureau of Reclamation submitted comments regarding the proposal to transfer Certificate 80576. Water Right Certificate 80576 has been subsequently withdrawn from Transfer Application T-10465.

15. The City of Central Point will be the recipient of the transferred water rights. The City will be responsible for completion of the proposed changes after the final order is issued.

16. The Oregon Department of Fish and Wildlife (ODFW) has determined that an adequate fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. The diversion may be eligible for screening cost share funds. However, funds may not be currently available.

17. Because of the absence of adequate fish screens at the proposed additional point of diversion, ODFW has suggested the following conditions be included in Transfer Application T-10465:

    A. The water user may withdraw water at the new point of diversion without adequate fish screening or by-pass device for one continuous four hour period between September 1 and October 1, 2009, for the purposes of proving up Transfer Application T-10465. After October 1, 2009, no further diversion of water will be allowed until adequate fish screening and/or by-pass devices have been installed and approved by ODFW. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

    B. If a claim of beneficial use is submitted prior to installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require that the water rights be leased instream prior to diversion of any water.

    C. If a claim of beneficial use is submitted after the installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require operation and maintenance of the fish screen consistent with ODFW standards.

18. On March 26, 2008, the Department received a letter from Talent Irrigation District stating that the acreage proposed for transfer is not able to receive water from the sources listed under Permit S-25915. The permit will not be proved up on the lands included in this transfer application.

19. On April 15, 2008, the Department received a letter from Medford Irrigation District (MID) stating that MID consents to the transfer of the water rights to the City of Central Point proposed in Transfer Application T-10465.

20. On April 1, 2009, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10465 to the applicant. The cover letter for the draft Preliminary Determination pointed out Findings 17 and 23 and Conditions 5,6,7,and 10. The cover letter also set forth a deadline of May 1, 2009, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination.

21. On April 29, 2009, the Department issued a preliminary determination proposing to approve Transfer T-10465 and mailed a copy to the applicant. Additionally, notice of the preliminary determination for the transfer application was published on the Department's weekly notice on May 5, 2009, and in the Medford Mail Tribune on May 14, 21 and 28, 2009, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notices.

*Transfer Review Criteria [OAR 690-380-4010(2)]*

22. Water has been used within the five years prior to the date the transfer was filed according to the terms and conditions of the right, and no evidence is available that would demonstrate that the right is subject to forfeiture under ORS 540.610.

23. Diversion structures and ditches sufficient to use the full amount of water allowed under the existing rights are present.

24. The proposed change in character of use would not result in enlargement of the rights, provided:

    A. The rate of diversion for municipal use under the right evidenced by Certificate 80566 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 51.8 acre feet during the time period of April 1 to October 1.

    B. The rate of diversion for municipal use under the right evidenced by Certificate 80567 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 53.2 acre feet during the time period of April 1 to October 1.

    C. The rate of diversion for municipal use under the right evidenced by Certificate 80569 for primary irrigation and Certificates 80571 and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.50 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 342.6 acre feet during the time period of April 1 to October 1.

25. The proposed changes, as conditioned, would not result in injury to other water rights.

**Conclusions of Law**

The proposed additional point of diversion, change in character of use and place of use proposed in Transfer Application T-10465 are consistent with the requirements of ORS 540.505 to 540.580, and OAR 690-380-5000.

**Now, therefore, it is ORDERED:**

1. The additional point of diversion, change in character of use and places of use proposed in Transfer Application T-10465 are approved.

2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 80566, 80567, 80569, 80571, and 80574 and any related decree.

3. Certificates 80566, 80567, 80569, 80571, and 80574 are cancelled. New certificates will be issued describing the portions of the rights not affected by this transfer.

4. The quantity of water diverted at the proposed additional point of diversion, together with that diverted at the old points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.

5. The rate of diversion for municipal use under the rights evidenced by Certificate 80566 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 51.8 acre feet during the time period of April 1 to October 1.

6. The rate of diversion for municipal use under the right evidenced by Certificate 80567 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 53.2 acre feet during the time period of April 1 to October 1.

7. The rate of diversion for municipal use under the right evidenced by Certificate 80569 for primary irrigation and Certificates 80571 and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.50 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 342.6 acre feet during the time period of April 1 to October 1.

8. The former places of use of the transferred water shall no longer receive water for irrigation as part of these rights.

9. Prior to diverting water, the water user shall install and maintain a 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.

10. Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required fish screening and/or by-pass device meets ODFW's criteria. The water user may withdraw water at the new point of diversion without adequate fish screening or by-pass device for one continuous four hour period between September 1 and October 1, 2009, for the purposes of proving up Transfer Application T-10465. After October 1, 2009, no further diversion of water will be allowed until adequate fish screening and/or by-pass devices have been installed and approved by ODFW. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

11. The approved changes associated with Transfer T-10465 shall be completed and full beneficial use of the water shall be made on or before October 1, 2014. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.

12. If a claim of beneficial use is submitted prior to installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require that the water rights be leased instream prior to diversion of any water.

13. If a claim of beneficial use is submitted after the installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require operation and maintenance of the fish screen consistent with ODFW standards.

Dated at Salem, Oregon this 29th day of June 2009.

Phillip C. Ward, Director for

*Mailing Date:* JUL 14 2009

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK for PRIMARY IRRIGATION OF 204.2 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 SEPTEMBER 14, 1899. This right is limited to 1.45 CUBIC FEET PER SECOND (CFS), or its equivalent in case of rotation, measured at the head of the ditch or the point where the same leaves the stream, from April 1st to October 1st of each year.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20. |
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29. |

A description of the place of use to which this right is appurtenant is as follows:

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 18 | SE NW | 20.0 |
| 36 S | 1 E | WM | 19 | SW NW | 4.6 |
| 36 S | 1 E | WM | 19 | NW SW | 25.4 |
| 36 S | 1 W | WM | 22 | NE SW | 20.4 |
| 36 S | 1 W | WM | 22 | NW SW | 2.0 |
| 36 S | 1 W | WM | 22 | SW SW | 11.2 |
| 36 S | 1 W | WM | 22 | SE SW | 28.8 |
| 36 S | 1 W | WM | 29 | SE SW | 15.4 |
| 36 S | 1 W | WM | 30 | NW SE | 11.0 |
| 36 S | 1 W | WM | 30 | SW SE | 7.6 |
| 36 S | 1 W | WM | 30 | SE SE | 4.7 |
| 36 S | 1 W | WM | 32 | NW NE | 19.0 |
| 36 S | 1 W | WM | 32 | NE NW | 10.6 |
| 37 S | 1 W | WM | 5 | SW NW | 2.2 |
| 37 S | 1 W | WM | 6 | NW SW | 9.6 |
| 37 S | 2 W | WM | 4 | NW SW | 6.1 |
| 37 S | 2 W | WM | 4 | SW SW | 5.6 |

This certificate describes that portion of the water right confirmed by Certificate 80566, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUN 2 9 2009, approving Transfer Application 10465.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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

WITNESS the signature of the Water Resources Director, affixed JUN 29 2009.

Phillip C. Ward, Director

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MEDFORD IRRIGATION DISTRICT
1340 MEYERS LANE
MEDFORD, OREGON 97501

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN RD
MEDFORD, OREGON 97501

confirms the right to use the waters of NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK for PRIMARY IRRIGATION OF 1126.5 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, Page 498. The date of priority is SEPTEMBER 14, 1899. This right is limited to 8.04 CUBIC FEET PER SECOND (CFS), or its equivalent in case of rotation, measured at the head of the ditch or the point where the same leaves the natural stream, from April 1st to October 1st of each year.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20. |
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29. |

A description of the place of use to which this right is appurtenant is as follows:

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 14 | NE SW | 2.00 |
| 36 S | 1 E | WM | 15 | NE NE | 10.00 |
| 36 S | 1 E | WM | 18 | SE NE | 20.00 |
| 36 S | 1 E | WM | 19 | SW NE | 3.00 |
| 36 S | 1 E | WM | 19 | NW SE | 7.00 |
| 36 S | 1 E | WM | 30 | NW NE | 10.00 |
| 36 S | 1 W | WM | 8 | NE SE | 6.00 |
| 36 S | 1 W | WM | 9 | NW SW | 4.00 |
| 36 S | 1 W | WM | 13 | SE SE | 20.00 |
| 36 S | 1 W | WM | 16 | NW NE | 10.00 |
| 36 S | 1 W | WM | 20 | SE SE | 15.60 |
| 36 S | 1 W | WM | 21 | SW SW | 10.00 |
| 36 S | 1 W | WM | 23 | NE SW | 5.00 |
| 36 S | 1 W | WM | 23 | NW SE | 8.00 |
| 36 S | 1 W | WM | 29 | NE NW | 25.30 |
| 36 S | 1 W | WM | 29 | NW NW | 16.76 |
| 36 S | 1 W | WM | 29 | NE SW | 21.00 |
| 36 S | 1 W | WM | 29 | NW SW | 15.00 |
| 36 S | 1 W | WM | 29 | SW SW | 20.00 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 29 | SE SW | 20.0 |
| 36 S | 1 W | WM | 30 | NE NE | 8.0 |
| 36 S | 1 W | WM | 30 | NW NE | 8.0 |
| 36 S | 1 W | WM | 30 | SW NE | 10.0 |
| 36 S | 1 W | WM | 30 | NE SW | 10.0 |
| 36 S | 1 W | WM | 32 | SE SW | 15.0 |
| 36 S | 1 W | WM | 33 | NE NE | 5.0 |
| 36 S | 1 W | WM | 33 | NW NE | 38.0 |
| 36 S | 1 W | WM | 33 | SW NE | 31.0 |
| 36 S | 1 W | WM | 33 | SE SW | 10.0 |
| 36 S | 2 E | WM | 30 | NE NE | 18.0 |
| 36 S | 2 W | WM | 14 | NE SW | 5.0 |
| 36 S | 2 W | WM | 14 | SE SW | 15.0 |
| 36 S | 2 W | WM | 21 | NW NE | 10.0 |
| 36 S | 2 W | WM | 22 | NE NW | 10.0 |
| 36 S | 2 W | WM | 22 | NE SE | 40.0 |
| 36 S | 2 W | WM | 24 | NW SW | 10.0 |
| 36 S | 2 W | WM | 24 | SE SW | 10.0 |
| 36 S | 2 W | WM | 24 | NE SE | 20.0 |
| 36 S | 2 W | WM | 24 | NW SE | 20.0 |
| 36 S | 2 W | WM | 24 | SW SE | 10.0 |
| 36 S | 2 W | WM | 25 | SE NE | 10.0 |
| 36 S | 2 W | WM | 25 | NE NW | 10.0 |
| 36 S | 2 W | WM | 25 | NE SW | 10.0 |
| 36 S | 2 W | WM | 25 | NE SE | 5.0 |
| 36 S | 2 W | WM | 25 | NW SE | 5.0 |
| 36 S | 2 W | WM | 26 | NE SW | 40.0 |
| 36 S | 2 W | WM | 26 | SW SW | 3.0 |
| 36 S | 2 W | WM | 27 | SE SE | 7.0 |
| 36 S | 2 W | WM | 35 | NW NW | 10.0 |
| 36 S | 2 W | WM | 35 | SW NW | 10.0 |
| 36 S | 2 W | WM | 35 | NE SW | 10.0 |
| 36 S | 2 W | WM | 35 | NW SE | 10.0 |
| 36 S | 2 W | WM | 35 | SW SE | 10.0 |
| 37 S | 1 W | WM | 5 | NW NE | 10.0 |
| 37 S | 1 W | WM | 5 | NE NW | 8.0 |
| 37 S | 1 W | WM | 5 | NW NW | 2.0 |
| 37 S | 1 W | WM | 5 | NW SW | 4.8 |
| 37 S | 1 W | WM | 6 | SE NE | 10.0 |
| 37 S | 1 W | WM | 6 | NE SE | 20.0 |
| 37 S | 1 W | WM | 7 | SE NE | 10.0 |
| 37 S | 1 W | WM | 18 | NW NW | 10.0 |
| 37 S | 1 W | WM | 18 | SW NW | 5.0 |
| 37 S | 1 W | WM | 18 | SE NW | 25.0 |
| 37 S | 1 W | WM | 19 | NW NW | 10.0 |
| 37 S | 2 W | WM | 1 | NW NW | 10.0 |
| 37 S | 2 W | WM | 1 | SE NW | 10.0 |
| 37 S | 2 W | WM | 1 | NW SW | 19.0 |
| 37 S | 2 W | WM | 1 | SE SW | 10.0 |
| 37 S | 2 W | WM | 1 | SW SE | 10.0 |
| 37 S | 2 W | WM | 2 | NE NE | 5.0 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 2 | NE SE | 1.0 |
| 37 S | 2 W | WM | 11 | SW NE | 12.0 |
| 37 S | 2 W | WM | 11 | SW NW | 25.0 |
| 37 S | 2 W | WM | 11 | SE NW | 25.0 |
| 37 S | 2 W | WM | 11 | NE SW | 40.0 |
| 37 S | 2 W | WM | 11 | NW SW | 10.0 |
| 37 S | 2 W | WM | 11 | SE SW | 17.0 |
| 37 S | 2 W | WM | 11 | NW SE | 18.0 |
| 37 S | 2 W | WM | 11 | SW SE | 3.0 |
| 37 S | 2 W | WM | 12 | NW NE | 27.0 |
| 37 S | 2 W | WM | 12 | NE NW | 3.0 |
| 37 S | 2 W | WM | 12 | SW SW | 10.0 |
| 37 S | 2 W | WM | 13 | NE NW | 10.0 |
| 37 S | 2 W | WM | 13 | NW SE | 10.0 |
| 37 S | 2 W | WM | 13 | SW SE | 5.0 |
| 37 S | 2 W | WM | 13 | SE SE | 10.0 |
| 37 S | 2 W | WM | 14 | NW NE | 10.0 |
| 37 S | 2 W | WM | 14 | SE NE | 10.0 |
| 37 S | 2 W | WM | 24 | NE NE | 10.0 |

This certificate describes that portion of the water right confirmed by Certificate 80567, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUN 2 9 2009, approving Transfer Application 10465.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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

WITNESS the signature of the Water Resources Director, affixed JUN 2 9 2009.

Phillip C. Ward, Director for

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK, for IRRIGATION OF 8950.3 ACRES AND SUPPLEMENTAL IRRIGATION OF 675.2 ACRES.

This right was perfected under Permit E-19. The date of priority is JULY 23, 1909. This right is limited to 49.34 CUBIC FEET PER SECOND (CFS) INTO HOPKINS CANAL AT BRADSHAW DROP, or its equivalent in case of rotation, measured at the point of diversion from the source.

This certificate, together with Certificate 80570 for irrigation within the Medford Irrigation District, confirms all water rights perfected under Permit E-19. Total diversions through the Main Canal from North Fork and South Fork of Little Butte Creek shall not exceed 140 CFS at any one time, 50 CFS for Rogue River Valley Irrigation District and 90 CFS for Medford Irrigation District. Total diversions from North Fork Little Butte Creek shall not exceed 125 CFS at any one time. Total diversions from South Fork Little Butte Creek shall not exceed 100 CFS at any one time.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20. |
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29. |

The amount of water used for irrigation is limited to a diversion of ONE-HUNDREDTH 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 to which this right is appurtenant is as follows:

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 7 | NW NE | 12.1 |
| 36 S | 1 E | WM | 7 | SW NE | 17.8 |
| 36 S | 1 E | WM | 7 | NE NW | 5.8 |
| 36 S | 1 E | WM | 7 | NE SE | 6.7 |
| 36 S | 1 E | WM | 7 | NW SE | 8.2 |
| 36 S | 1 E | WM | 7 | SE SE | 6.3 |
| 36 S | 1 E | WM | 18 | NE NE | 25.0 |
| 36 S | 1 E | WM | 18 | NW NE | 17.9 |
| 36 S | 1 E | WM | 18 | SW NE | 35.5 |
| 36 S | 1 E | WM | 18 | SE NE | 2.9 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 18 | SW NW | 0.5 |
| 36 S | 1 E | WM | 18 | SE NW | 5.7 |
| 36 S | 1 E | WM | 18 | NE SW | 36.6 |
| 36 S | 1 E | WM | 18 | NW SW | 23.6 |
| 36 S | 1 E | WM | 18 | SW SW | 18.9 |
| 36 S | 1 E | WM | 18 | SE SW | 39.9 |
| 36 S | 1 E | WM | 18 | NE SE | 3.0 |
| 36 S | 1 E | WM | 18 | NW SE | 38.0 |
| 36 S | 1 E | WM | 18 | SW SE | 24.4 |
| 36 S | 1 E | WM | 19 | NW NE | 29.8 |
| 36 S | 1 E | WM | 19 | SW NE | 38.5 |
| 36 S | 1 E | WM | 19 | SE NE | 33.6 |
| 36 S | 1 E | WM | 19 | NE NW | 39.9 |
| 36 S | 1 E | WM | 19 | NW NW | 25.9 |
| 36 S | 1 E | WM | 19 | SW NW | 14.4 |
| 36 S | 1 E | WM | 19 | SE NW | 37.6 |
| 36 S | 1 E | WM | 19 | NE SW | 33.3 |
| 36 S | 1 E | WM | 19 | NW SW | 9.5 |
| 36 S | 1 E | WM | 19 | SE SW | 19.7 |
| 36 S | 1 E | WM | 19 | NE SE | 34.7 |
| 36 S | 1 E | WM | 19 | NW SE | 20.0 |
| 36 S | 1 E | WM | 19 | SW SE | 24.0 |
| 36 S | 1 E | WM | 19 | SE SE | 28.2 |
| 36 S | 1 E | WM | 20 | SW NW | 6.3 |
| 36 S | 1 E | WM | 20 | NW SW | 20.0 |
| 36 S | 1 E | WM | 30 | NE NE | 4.3 |
| 36 S | 1 E | WM | 30 | NW NE | 22.9 |
| 36 S | 1 E | WM | 30 | SW NE | 13.6 |
| 36 S | 1 E | WM | 30 | NE NW | 11.1 |
| 36 S | 1 W | WM | 8 | SW NE | 32.0 |
| 36 S | 1 W | WM | 8 | SE NE | 29.1 |
| 36 S | 1 W | WM | 8 | NE SW | 7.9 |
| 36 S | 1 W | WM | 8 | NE SE | 35.2 |
| 36 S | 1 W | WM | 8 | NW SE | 20.9 |
| 36 S | 1 W | WM | 8 | SE SE | 8.9 |
| 36 S | 1 W | WM | 9 | NE SW | 19.0 |
| 36 S | 1 W | WM | 9 | NW SW | 32.3 |
| 36 S | 1 W | WM | 9 | SW SW | 17.1 |
| 36 S | 1 W | WM | 9 | SE SW | 5.1 |
| 36 S | 1 W | WM | 9 | NE SE | 5.4 |
| 36 S | 1 W | WM | 9 | NW SE | 1.2 |
| 36 S | 1 W | WM | 9 | SW SE | 9.6 |
| 36 S | 1 W | WM | 9 | SE SE | 28.7 |
| 36 S | 1 W | WM | 10 | SW SW | 10.9 |
| 36 S | 1 W | WM | 10 | SE SW | 22.8 |
| 36 S | 1 W | WM | 10 | SW SE | 10.1 |
| 36 S | 1 W | WM | 13 | SW NE | 2.5 |
| 36 S | 1 W | WM | 13 | SE NW | 2.6 |
| 36 S | 1 W | WM | 13 | NE SW | 8.4 |
| 36 S | 1 W | WM | 13 | SW SW | 12.5 |
| 36 S | 1 W | WM | 13 | NE SE | 9.0 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 13 | NW SE | 6.5 |
| 36 S | 1 W | WM | 13 | SE SE | 9.8 |
| 36 S | 1 W | WM | 14 | SW NE | 3.4 |
| 36 S | 1 W | WM | 14 | SW NW | 18.4 |
| 36 S | 1 W | WM | 14 | NE SW | 17.5 |
| 36 S | 1 W | WM | 14 | NW SW | 13.9 |
| 36 S | 1 W | WM | 14 | SE SW | 0.2 |
| 36 S | 1 W | WM | 14 | NE SE | 24.1 |
| 36 S | 1 W | WM | 14 | NW SE | 5.7 |
| 36 S | 1 W | WM | 14 | SW SE | 6.2 |
| 36 S | 1 W | WM | 14 | SE SE | 3.3 |
| 36 S | 1 W | WM | 15 | NW NE | 22.9 |
| 36 S | 1 W | WM | 15 | SW NE | 9.5 |
| 36 S | 1 W | WM | 15 | SE NE | 30.8 |
| 36 S | 1 W | WM | 15 | NE NW | 23.3 |
| 36 S | 1 W | WM | 15 | NW NW | 19.5 |
| 36 S | 1 W | WM | 15 | SW NW | 3.9 |
| 36 S | 1 W | WM | 15 | SE NW | 24.8 |
| 36 S | 1 W | WM | 15 | NE SW | 2.3 |
| 36 S | 1 W | WM | 15 | NW SW | 5.2 |
| 36 S | 1 W | WM | 15 | NE SE | 27.0 |
| 36 S | 1 W | WM | 15 | NW SE | 7.2 |
| 36 S | 1 W | WM | 15 | SW SE | 2.1 |
| 36 S | 1 W | WM | 15 | SE SE | 34.6 |
| 36 S | 1 W | WM | 16 | SW NE | 19.3 |
| 36 S | 1 W | WM | 16 | SE NE | 14.0 |
| 36 S | 1 W | WM | 16 | SW NW | 2.3 |
| 36 S | 1 W | WM | 16 | SE NW | 3.7 |
| 36 S | 1 W | WM | 16 | NE SE | 3.7 |
| 36 S | 1 W | WM | 16 | NW SE | 0.6 |
| 36 S | 1 W | WM | 17 | SW NE | 18.4 |
| 36 S | 1 W | WM | 17 | SE NE | 0.1 |
| 36 S | 1 W | WM | 17 | NE SE | 1.9 |
| 36 S | 1 W | WM | 17 | NW SE | 14.5 |
| 36 S | 1 W | WM | 18 | NW NW | 1.5 |
| 36 S | 1 W | WM | 19 | SW SW | 5.8 |
| 36 S | 1 W | WM | 19 | SE SW | 0.4 |
| 36 S | 1 W | WM | 19 | SW SE | 0.1 |
| 36 S | 1 W | WM | 19 | SE SE | 6.3 |
| 36 S | 1 W | WM | 20 | SW SW | 1.9 |
| 36 S | 1 W | WM | 20 | SE SW | 0.2 |
| 36 S | 1 W | WM | 21 | Hoover Ponds County Park | |
| 36 S | 1 W | WM | 22 | NE NE | 25.2 |
| 36 S | 1 W | WM | 22 | SW NE | 4.9 |
| 36 S | 1 W | WM | 22 | SE NE | 4.9 |
| 36 S | 1 W | WM | 23 | SW NE | 18.4 |
| 36 S | 1 W | WM | 23 | SE NE | 9.7 |
| 36 S | 1 W | WM | 23 | NW NW | 11.1 |
| 36 S | 1 W | WM | 23 | SW NW | 19.3 |
| 36 S | 1 W | WM | 23 | SE NW | 20.7 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 23 | NE SW | 2.0 |
| 36 S | 1 W | WM | 23 | NE SE | 32.6 |
| 36 S | 1 W | WM | 23 | NW SE | 20.0 |
| 36 S | 1 W | WM | 24 | NE NE | 28.2 |
| 36 S | 1 W | WM | 24 | NW NE | 1.7 |
| 36 S | 1 W | WM | 24 | SW NE | 0.2 |
| 36 S | 1 W | WM | 24 | SE NE | 18.6 |
| 36 S | 1 W | WM | 24 | NW SW | 15.9 |
| 36 S | 1 W | WM | 27 | NW NE | 7.4 |
| 36 S | 1 W | WM | 27 | NE NW | 26.2 |
| 36 S | 1 W | WM | 27 | NW NW | 27.6 |
| 36 S | 1 W | WM | 27 | SW NW | 33.0 |
| 36 S | 1 W | WM | 27 | NW SW | 20.1 |
| 36 S | 1 W | WM | 28 | NE NE | 13.6 |
| 36 S | 1 W | WM | 28 | NW NE | 4.6 |
| 36 S | 1 W | WM | 28 | SE NE | 6.5 |
| 36 S | 1 W | WM | 28 | SW NW | 16.5 |
| 36 S | 1 W | WM | 28 | SE NW | 21.2 |
| 36 S | 1 W | WM | 28 | SW SW | 32.8 |
| 36 S | 1 W | WM | 28 | SE SW | 28.5 |
| 36 S | 1 W | WM | 28 | NE SE | 12.2 |
| 36 S | 1 W | WM | 28 | NW SE | 1.9 |
| 36 S | 1 W | WM | 28 | SW SE | 26.8 |
| 36 S | 1 W | WM | 28 | SE SE | 24.9 |
| 36 S | 1 W | WM | 29 | NE NE | 2.3 |
| 36 S | 1 W | WM | 29 | NW NE | 3.1 |
| 36 S | 1 W | WM | 29 | SW NE | 21.6 |
| 36 S | 1 W | WM | 29 | SE NE | 17.0 |
| 36 S | 1 W | WM | 29 | SW NW | 10.1 |
| 36 S | 1 W | WM | 29 | SE NW | 9.2 |
| 36 S | 1 W | WM | 29 | NE SW | 15.1 |
| 36 S | 1 W | WM | 29 | NW SW | 15.3 |
| 36 S | 1 W | WM | 29 | SW SW | 4.9 |
| 36 S | 1 W | WM | 29 | SE SW | 4.1 |
| 36 S | 1 W | WM | 29 | NE SE | 1.2 |
| 36 S | 1 W | WM | 29 | NW SE | 4.5 |
| 36 S | 1 W | WM | 29 | SW SE | 38.9 |
| 36 S | 1 W | WM | 29 | SE SE | 31.6 |
| 36 S | 1 W | WM | 30 | NE NE | 12.3 |
| 36 S | 1 W | WM | 30 | NW NE | 25.1 |
| 36 S | 1 W | WM | 30 | SW NE | 10.3 |
| 36 S | 1 W | WM | 30 | NE NW | 18.1 |
| 36 S | 1 W | WM | 30 | NW NW | 25.8 |
| 36 S | 1 W | WM | 30 | SW NW | 10.0 |
| 36 S | 1 W | WM | 30 | SE NW | 22.7 |
| 36 S | 1 W | WM | 30 | NE SW | 4.1 |
| 36 S | 1 W | WM | 30 | NW SW | 30.8 |
| 36 S | 1 W | WM | 30 | SW SW | 39.7 |
| 36 S | 1 W | WM | 30 | SE SW | 39.1 |
| 36 S | 1 W | WM | 30 | NW SE | 1.5 |
| 36 S | 1 W | WM | 30 | SW SE | 20.3 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 30 | SE SE | 5.3 |
| 36 S | 1 W | WM | 31 | NW NE | 1.4 |
| 36 S | 1 W | WM | 31 | NW NW | 4.9 |
| 36 S | 1 W | WM | 31 | SE NW | 4.5 |
| 36 S | 1 W | WM | 31 | NE SW | 17.8 |
| 36 S | 1 W | WM | 31 | NW SW | 5.9 |
| 36 S | 1 W | WM | 31 | SW SW | 7.0 |
| 36 S | 1 W | WM | 31 | SE SW | 29.9 |
| 36 S | 1 W | WM | 31 | NW SE | 15.5 |
| 36 S | 1 W | WM | 32 | NE NE | 37.7 |
| 36 S | 1 W | WM | 32 | NW NE | 20.8 |
| 36 S | 1 W | WM | 32 | SW NE | 39.6 |
| 36 S | 1 W | WM | 32 | SE NE | 29.7 |
| 36 S | 1 W | WM | 32 | NE NW | 27.5 |
| 36 S | 1 W | WM | 32 | NW NW | 27.9 |
| 36 S | 1 W | WM | 32 | SW NW | 25.5 |
| 36 S | 1 W | WM | 32 | SE NW | 39.9 |
| 36 S | 1 W | WM | 32 | NE SW | 19.5 |
| 36 S | 1 W | WM | 32 | NW SW | 3.9 |
| 36 S | 1 W | WM | 32 | SW SW | 4.4 |
| 36 S | 1 W | WM | 32 | SE SW | 21.3 |
| 36 S | 1 W | WM | 32 | NE SE | 11.1 |
| 36 S | 1 W | WM | 32 | NW SE | 11.7 |
| 36 S | 1 W | WM | 32 | SW SE | 28.4 |
| 36 S | 1 W | WM | 32 | SE SE | 37.6 |
| 36 S | 1 W | WM | 33 | NE NE | 6.6 |
| 36 S | 1 W | WM | 33 | NW NE | 0.3 |
| 36 S | 1 W | WM | 33 | SW NE | 5.7 |
| 36 S | 1 W | WM | 33 | SE NE | 0.8 |
| 36 S | 1 W | WM | 33 | NE NW | 38.0 |
| 36 S | 1 W | WM | 33 | NW NW | 37.9 |
| 36 S | 1 W | WM | 33 | SW NW | 22.6 |
| 36 S | 1 W | WM | 33 | SE NW | 38.3 |
| 36 S | 1 W | WM | 33 | NE SW | 36.9 |
| 36 S | 1 W | WM | 33 | NW SW | 36.3 |
| 36 S | 1 W | WM | 33 | SW SW | 38.7 |
| 36 S | 1 W | WM | 33 | SE SW | 27.9 |
| 36 S | 1 W | WM | 33 | NW SE | 23.3 |
| 36 S | 1 W | WM | 33 | SW SE | 1.2 |
| 36 S | 1 W | WM | 36 | NE NE | 12.8 |
| 36 S | 1 W | WM | 36 | SE NE | 15.0 |
| 36 S | 1 W | WM | 36 | NE SE | 7.8 |
| 36 S | 1 W | WM | 36 | NW SE | 0.8 |
| 36 S | 1 W | WM | 36 | SW SE | 9.4 |
| 36 S | 1 W | WM | 36 | SE SE | 8.4 |
| 36 S | 2 W | WM | 13 | NE NE | 18.5 |
| 36 S | 2 W | WM | 21 | SW NE | 9.6 |
| 36 S | 2 W | WM | 21 | SE NE | 1.9 |
| 36 S | 2 W | WM | 21 | NE NW | 2.5 |
| 36 S | 2 W | WM | 21 | SE NW | 15.3 |
| 36 S | 2 W | WM | 21 | NE SW | 36.5 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 21 | NW SW | 22.4 |
| 36 S | 2 W | WM | 21 | SE SW | 15.9 |
| 36 S | 2 W | WM | 21 | NW SE | 7.7 |
| 36 S | 2 W | WM | 21 | SW SE | 13.8 |
| 36 S | 2 W | WM | 21 | SE SE | 6.4 |
| 36 S | 2 W | WM | 22 | SW SW | 13.4 |
| 36 S | 2 W | WM | 23 | NW SE | 29.1 |
| 36 S | 2 W | WM | 23 | SW SE | 19.9 |
| 36 S | 2 W | WM | 23 | SE SE | 35.9 |
| 36 S | 2 W | WM | 25 | NE NE | 25.1 |
| 36 S | 2 W | WM | 25 | SW NE | 0.1 |
| 36 S | 2 W | WM | 25 | SE NE | 25.7 |
| 36 S | 2 W | WM | 25 | NE NW | 10.0 |
| 36 S | 2 W | WM | 25 | NW NW | 26.3 |
| 36 S | 2 W | WM | 25 | NE SE | 23.0 |
| 36 S | 2 W | WM | 25 | NW SE | 5.0 |
| 36 S | 2 W | WM | 25 | SW SE | 14.6 |
| 36 S | 2 W | WM | 25 | SE SE | 26.5 |
| 36 S | 2 W | WM | 26 | NW NE | 31.5 |
| 36 S | 2 W | WM | 26 | NE NW | 0.7 |
| 36 S | 2 W | WM | 26 | NW SW | 1.2 |
| 36 S | 2 W | WM | 26 | SW SW | 2.0 |
| 36 S | 2 W | WM | 26 | SE SW | 2.2 |
| 36 S | 2 W | WM | 26 | NW SE | 7.9 |
| 36 S | 2 W | WM | 26 | SW SE | 20.4 |
| 36 S | 2 W | WM | 26 | SE SE | 4.5 |
| 36 S | 2 W | WM | 27 | NE NE | 5.0 |
| 36 S | 2 W | WM | 27 | NW NE | 2.0 |
| 36 S | 2 W | WM | 27 | SW NE | 25.5 |
| 36 S | 2 W | WM | 27 | NW NW | 24.3 |
| 36 S | 2 W | WM | 27 | SW NW | 25.3 |
| 36 S | 2 W | WM | 27 | SE NW | 26.7 |
| 36 S | 2 W | WM | 27 | NE SW | 29.3 |
| 36 S | 2 W | WM | 27 | NW SW | 10.0 |
| 36 S | 2 W | WM | 27 | SW SW | 0.0 |
| 36 S | 2 W | WM | 27 | NE SE | 0.7 |
| 36 S | 2 W | WM | 27 | NW SE | 4.3 |
| 36 S | 2 W | WM | 27 | SW SE | 19.8 |
| 36 S | 2 W | WM | 27 | SE SE | 2.3 |
| 36 S | 2 W | WM | 28 | NE NE | 26.7 |
| 36 S | 2 W | WM | 28 | NW NE | 6.8 |
| 36 S | 2 W | WM | 28 | SW NE | 17.1 |
| 36 S | 2 W | WM | 28 | SE NE | 21.9 |
| 36 S | 2 W | WM | 28 | NE NW | 9.9 |
| 36 S | 2 W | WM | 28 | NW NW | 2.1 |
| 36 S | 2 W | WM | 28 | SW NW | 1.4 |
| 36 S | 2 W | WM | 28 | SE NW | 25.9 |
| 36 S | 2 W | WM | 28 | NE SW | 0.0 |
| 36 S | 2 W | WM | 28 | NW SW | 5.4 |
| 36 S | 2 W | WM | 28 | SW SW | 21.8 |
| 36 S | 2 W | WM | 28 | SE SW | 17.3 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 28 | NE SE | 0.6 |
| 36 S | 2 W | WM | 28 | NW SE | 3.4 |
| 36 S | 2 W | WM | 28 | SW SE | 4.7 |
| 36 S | 2 W | WM | 31 | NE SE | 12.2 |
| 36 S | 2 W | WM | 31 | SE SE | 1.8 |
| 36 S | 2 W | WM | 32 | NE NE | 1.5 |
| 36 S | 2 W | WM | 32 | SW NE | 8.9 |
| 36 S | 2 W | WM | 32 | SE NE | 23.6 |
| 36 S | 2 W | WM | 32 | SE NW | 16.5 |
| 36 S | 2 W | WM | 32 | NE SW | 35.4 |
| 36 S | 2 W | WM | 32 | NW SW | 38.4 |
| 36 S | 2 W | WM | 32 | SW SW | 27.1 |
| 36 S | 2 W | WM | 32 | SE SW | 38.7 |
| 36 S | 2 W | WM | 32 | NE SE | 40.0 |
| 36 S | 2 W | WM | 32 | NW SE | 39.5 |
| 36 S | 2 W | WM | 32 | SW SE | 32.8 |
| 36 S | 2 W | WM | 32 | SE SE | 31.0 |
| 36 S | 2 W | WM | 33 | NE NE | 12.7 |
| 36 S | 2 W | WM | 33 | NW NE | 19.6 |
| 36 S | 2 W | WM | 33 | SW NE | 31.2 |
| 36 S | 2 W | WM | 33 | SE NE | 32.8 |
| 36 S | 2 W | WM | 33 | NE NW | 24.7 |
| 36 S | 2 W | WM | 33 | NW NW | 34.1 |
| 36 S | 2 W | WM | 33 | SW NW | 37.7 |
| 36 S | 2 W | WM | 33 | SE NW | 39.7 |
| 36 S | 2 W | WM | 33 | NE SW | 37.7 |
| 36 S | 2 W | WM | 33 | NW SW | 35.4 |
| 36 S | 2 W | WM | 33 | SW SW | 32.3 |
| 36 S | 2 W | WM | 33 | SE SW | 32.4 |
| 36 S | 2 W | WM | 33 | NE SE | 32.0 |
| 36 S | 2 W | WM | 33 | NW SE | 30.4 |
| 36 S | 2 W | WM | 33 | SW SE | 33.3 |
| 36 S | 2 W | WM | 33 | SE SE | 22.3 |
| 36 S | 2 W | WM | 34 | NE NE | 18.0 |
| 36 S | 2 W | WM | 34 | NW NE | 32.0 |
| 36 S | 2 W | WM | 34 | SW NE | 40.0 |
| 36 S | 2 W | WM | 34 | SE NE | 40.0 |
| 36 S | 2 W | WM | 34 | NE NW | 29.2 |
| 36 S | 2 W | WM | 34 | NW NW | 16.5 |
| 36 S | 2 W | WM | 34 | SW NW | 5.5 |
| 36 S | 2 W | WM | 34 | SE NW | 26.6 |
| 36 S | 2 W | WM | 34 | NE SW | 20.9 |
| 36 S | 2 W | WM | 34 | NW SW | 0.0 |
| 36 S | 2 W | WM | 34 | SW SW | 20.4 |
| 36 S | 2 W | WM | 34 | SE SW | 25.3 |
| 36 S | 2 W | WM | 34 | NE SE | 24.5 |
| 36 S | 2 W | WM | 34 | NW SE | 5.1 |
| 36 S | 2 W | WM | 34 | SW SE | 0.2 |
| 36 S | 2 W | WM | 34 | SE SE | 9.9 |
| 36 S | 2 W | WM | 35 | NE NE | 17.7 |
| 36 S | 2 W | WM | 35 | SW NE | 6.0 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 35 | SE NE | 8.5 |
| 36 S | 2 W | WM | 35 | NE NW | 17.9 |
| 36 S | 2 W | WM | 35 | NW NW | 25.4 |
| 36 S | 2 W | WM | 35 | SW NW | 28.2 |
| 36 S | 2 W | WM | 35 | SE NW | 27.4 |
| 36 S | 2 W | WM | 35 | NE SW | 23.0 |
| 36 S | 2 W | WM | 35 | NW SW | 39.0 |
| 36 S | 2 W | WM | 35 | SW SW | 17.2 |
| 36 S | 2 W | WM | 35 | SE SW | 23.3 |
| 36 S | 2 W | WM | 35 | NE SE | 15.6 |
| 36 S | 2 W | WM | 35 | NW SE | 27.4 |
| 36 S | 2 W | WM | 35 | SW SE | 12.5 |
| 36 S | 2 W | WM | 35 | SE SE | 31.0 |
| 36 S | 2 W | WM | 36 | NW NE | 2.0 |
| 36 S | 2 W | WM | 36 | SW NE | 19.4 |
| 36 S | 2 W | WM | 36 | NE NW | 6.7 |
| 36 S | 2 W | WM | 36 | NW NW | 4.7 |
| 36 S | 2 W | WM | 36 | SW NW | 6.0 |
| 36 S | 2 W | WM | 36 | SE NW | 12.7 |
| 36 S | 2 W | WM | 36 | NW SW | 6.1 |
| 36 S | 2 W | WM | 36 | SE SW | 3.7 |
| 36 S | 2 W | WM | 36 | NE SE | 30.7 |
| 36 S | 2 W | WM | 36 | NW SE | 12.7 |
| 36 S | 2 W | WM | 36 | SW SE | 11.8 |
| 36 S | 2 W | WM | 36 | SE SE | 10.5 |
| 37 S | 1 W | WM | 4 | NE NW | 25.9 |
| 37 S | 1 W | WM | 4 | NW NW | 36.0 |
| 37 S | 1 W | WM | 4 | SW NW | 31.3 |
| 37 S | 1 W | WM | 4 | SE NW | 5.5 |
| 37 S | 1 W | WM | 5 | NE NE | 37.9 |
| 37 S | 1 W | WM | 5 | NW NE | 27.9 |
| 37 S | 1 W | WM | 5 | SW NE | 27.6 |
| 37 S | 1 W | WM | 5 | SE NE | 36.2 |
| 37 S | 1 W | WM | 5 | NE NW | 30.8 |
| 37 S | 1 W | WM | 5 | NW NW | 17.9 |
| 37 S | 1 W | WM | 5 | SW SW | 4.9 |
| 37 S | 1 W | WM | 5 | NE SE | 2.1 |
| 37 S | 1 W | WM | 6 | NE NE | 31.7 |
| 37 S | 1 W | WM | 6 | NW NE | 21.5 |
| 37 S | 1 W | WM | 6 | NE NW | 6.6 |
| 37 S | 1 W | WM | 6 | NW NW | 4.2 |
| 37 S | 1 W | WM | 6 | SW NW | 34.1 |
| 37 S | 1 W | WM | 6 | SE NW | 29.6 |
| 37 S | 1 W | WM | 6 | NW SW | 5.1 |
| 37 S | 1 W | WM | 8 | NW NW | 9.2 |
| 37 S | 1 W | WM | 18 | NE NE | 0.5 |
| 37 S | 1 W | WM | 18 | SW NE | 27.0 |
| 37 S | 1 W | WM | 18 | SE NE | 4.0 |
| 37 S | 1 W | WM | 18 | NW NW | 2.5 |
| 37 S | 1 W | WM | 18 | NW SW | 6.1 |
| 37 S | 1 W | WM | 18 | SE SW | 8.1 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 18 | NE SE | 1.4 |
| 37 S | 1 W | WM | 18 | NW SE | 10.5 |
| 37 S | 1 W | WM | 18 | SW SE | 1.1 |
| 37 S | 2 W | WM | 1 | SW NE | 9.6 |
| 37 S | 2 W | WM | 1 | NE NW | 6.0 |
| 37 S | 2 W | WM | 1 | NW NW | 12.8 |
| 37 S | 2 W | WM | 1 | SW NW | 1.3 |
| 37 S | 2 W | WM | 1 | SE NW | 2.6 |
| 37 S | 2 W | WM | 1 | NE SW | 18.4 |
| 37 S | 2 W | WM | 1 | NW SW | 22.6 |
| 37 S | 2 W | WM | 1 | SW SW | 20.3 |
| 37 S | 2 W | WM | 1 | SE SW | 29.4 |
| 37 S | 2 W | WM | 1 | NW SE | 7.6 |
| 37 S | 2 W | WM | 1 | SW SE | 2.1 |
| 37 S | 2 W | WM | 2 | NE NE | 28.1 |
| 37 S | 2 W | WM | 2 | NW NE | 4.8 |
| 37 S | 2 W | WM | 2 | SW NE | 3.5 |
| 37 S | 2 W | WM | 2 | SE NE | 32.5 |
| 37 S | 2 W | WM | 2 | NE SW | 5.1 |
| 37 S | 2 W | WM | 2 | NW SW | 1.5 |
| 37 S | 2 W | WM | 2 | NE SE | 19.4 |
| 37 S | 2 W | WM | 2 | NW SE | 8.2 |
| 37 S | 2 W | WM | 2 | SE SE | 2.4 |
| 37 S | 2 W | WM | 3 | NW NE | 9.3 |
| 37 S | 2 W | WM | 3 | SW NE | 0.9 |
| 37 S | 2 W | WM | 3 | NE NW | 2.6 |
| 37 S | 2 W | WM | 3 | NW NW | 9.0 |
| 37 S | 2 W | WM | 3 | SW NW | 36.4 |
| 37 S | 2 W | WM | 3 | SE NW | 14.5 |
| 37 S | 2 W | WM | 3 | NE SW | 16.0 |
| 37 S | 2 W | WM | 3 | NW SW | 37.0 |
| 37 S | 2 W | WM | 3 | SW SW | 16.8 |
| 37 S | 2 W | WM | 3 | SE SW | 37.1 |
| 37 S | 2 W | WM | 3 | NW SE | 16.7 |
| 37 S | 2 W | WM | 3 | SW SE | 12.0 |
| 37 S | 2 W | WM | 4 | NE NE | 32.9 |
| 37 S | 2 W | WM | 4 | NW NE | 39.5 |
| 37 S | 2 W | WM | 4 | SW NE | 39.9 |
| 37 S | 2 W | WM | 4 | SE NE | 32.0 |
| 37 S | 2 W | WM | 4 | NE NW | 39.0 |
| 37 S | 2 W | WM | 4 | NW NW | 34.6 |
| 37 S | 2 W | WM | 4 | SW NW | 39.1 |
| 37 S | 2 W | WM | 4 | SE NW | 39.8 |
| 37 S | 2 W | WM | 4 | NE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NW SW | 33.9 |
| 37 S | 2 W | WM | 4 | SW SW | 32.4 |
| 37 S | 2 W | WM | 4 | SE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NE SE | 38.4 |
| 37 S | 2 W | WM | 4 | NW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SE SE | 38.9 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 5 | NE NE | 40.0 |
| 37 S | 2 W | WM | 5 | NW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SE NE | 40.0 |
| 37 S | 2 W | WM | 5 | NE NW | 23.0 |
| 37 S | 2 W | WM | 5 | NW NW | 11.0 |
| 37 S | 2 W | WM | 5 | SW NW | 5.8 |
| 37 S | 2 W | WM | 5 | SE NW | 35.7 |
| 37 S | 2 W | WM | 5 | NE SW | 2.0 |
| 37 S | 2 W | WM | 5 | NE SE | 39.5 |
| 37 S | 2 W | WM | 5 | NW SE | 22.5 |
| 37 S | 2 W | WM | 5 | SE SE | 14.1 |
| 37 S | 2 W | WM | 9 | NE NE | 33.8 |
| 37 S | 2 W | WM | 9 | NW NE | 34.7 |
| 37 S | 2 W | WM | 9 | SW NE | 38.3 |
| 37 S | 2 W | WM | 9 | SE NE | 34.1 |
| 37 S | 2 W | WM | 9 | NE NW | 38.0 |
| 37 S | 2 W | WM | 9 | NW NW | 16.3 |
| 37 S | 2 W | WM | 9 | SW NW | 5.8 |
| 37 S | 2 W | WM | 9 | SE NW | 38.1 |
| 37 S | 2 W | WM | 9 | NE SW | 1.5 |
| 37 S | 2 W | WM | 9 | NE SE | 28.4 |
| 37 S | 2 W | WM | 9 | NW SE | 13.7 |
| 37 S | 2 W | WM | 9 | SW SE | 2.2 |
| 37 S | 2 W | WM | 9 | SE SE | 36.0 |
| 37 S | 2 W | WM | 10 | NW NE | 8.2 |
| 37 S | 2 W | WM | 10 | SW NE | 2.1 |
| 37 S | 2 W | WM | 10 | NE NW | 6.5 |
| 37 S | 2 W | WM | 10 | NW NW | 31.5 |
| 37 S | 2 W | WM | 10 | SW NW | 17.0 |
| 37 S | 2 W | WM | 10 | SE NW | 0.5 |
| 37 S | 2 W | WM | 10 | NE SW | 2.9 |
| 37 S | 2 W | WM | 10 | NW SW | 16.6 |
| 37 S | 2 W | WM | 10 | SW SW | 33.4 |
| 37 S | 2 W | WM | 10 | SE SW | 25.2 |
| 37 S | 2 W | WM | 10 | NE SE | 2.9 |
| 37 S | 2 W | WM | 10 | NW SE | 8.9 |
| 37 S | 2 W | WM | 10 | SW SE | 29.6 |
| 37 S | 2 W | WM | 10 | SE SE | 29.1 |
| 37 S | 2 W | WM | 11 | SW SW | 24.2 |
| 37 S | 2 W | WM | 11 | SE SE | 1.5 |
| 37 S | 2 W | WM | 12 | NW NE | 1.6 |
| 37 S | 2 W | WM | 12 | SW NE | 3.7 |
| 37 S | 2 W | WM | 12 | SE NE | 5.6 |
| 37 S | 2 W | WM | 12 | NE NW | 30.6 |
| 37 S | 2 W | WM | 12 | NW NW | 10.3 |
| 37 S | 2 W | WM | 12 | SE NW | 6.4 |
| 37 S | 2 W | WM | 12 | SW SW | 5.7 |
| 37 S | 2 W | WM | 12 | NE SE | 20.3 |
| 37 S | 2 W | WM | 12 | NW SE | 25.5 |
| 37 S | 2 W | WM | 12 | SW SE | 3.2 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 12 | SE SE | 0.2 |
| 37 S | 2 W | WM | 13 | NE NW | 7.7 |
| 37 S | 2 W | WM | 13 | NW NW | 9.6 |
| 37 S | 2 W | WM | 13 | SW NW | 7.0 |
| 37 S | 2 W | WM | 13 | SE NW | 11.8 |
| 37 S | 2 W | WM | 13 | NE SW | 2.1 |
| 37 S | 2 W | WM | 13 | NW SW | 5.2 |
| 37 S | 2 W | WM | 13 | SE SW | 0.1 |
| 37 S | 2 W | WM | 13 | NE SE | 2.8 |
| 37 S | 2 W | WM | 13 | SE SE | 0.1 |
| 37 S | 2 W | WM | 14 | NE NE | 0.6 |
| 37 S | 2 W | WM | 14 | SE NE | 0.2 |
| 37 S | 2 W | WM | 14 | NE NW | 2.3 |
| 37 S | 2 W | WM | 14 | NW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SE NW | 22.0 |
| 37 S | 2 W | WM | 14 | NE SW | 34.7 |
| 37 S | 2 W | WM | 14 | NW SW | 40.0 |
| 37 S | 2 W | WM | 14 | SW SW | 23.6 |
| 37 S | 2 W | WM | 14 | SE SW | 25.8 |
| 37 S | 2 W | WM | 14 | NW SE | 9.7 |
| 37 S | 2 W | WM | 14 | SW SE | 1.6 |
| 37 S | 2 W | WM | 15 | NE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NE NW | 39.0 |
| 37 S | 2 W | WM | 15 | NW NW | 37.5 |
| 37 S | 2 W | WM | 15 | SW NW | 7.9 |
| 37 S | 2 W | WM | 15 | SE NW | 31.7 |
| 37 S | 2 W | WM | 15 | NE SE | 39.5 |
| 37 S | 2 W | WM | 15 | NW SE | 17.4 |
| 37 S | 2 W | WM | 15 | SE SE | 10.2 |
| 37 S | 2 W | WM | 16 | NE NE | 15.2 |
| 37 S | 2 W | WM | 23 | NE NW | 2.6 |
| 37 S | 2 W | WM | 23 | NW NW | 1.7 |
| 37 S | 2 W | WM | 24 | NW NE | 0.3 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 18 | SE NE | 20.0 |
| 36 S | 1 E | WM | 18 | SE NW | 20.0 |
| 36 S | 1 E | WM | 19 | SW NW | 4.6 |
| 36 S | 1 E | WM | 19 | NW SW | 25.4 |
| 36 S | 1 E | WM | 19 | NW SE | 18.0 |
| 36 S | 1 E | WM | 19 | SW SE | 14.0 |
| 36 S | 1 E | WM | 30 | NW NE | 10.0 |
| 36 S | 1 W | WM | 13 | SE SE | 20.0 |
| 36 S | 1 W | WM | 22 | NE SW | 20.4 |
| 36 S | 1 W | WM | 22 | NW SW | 2.0 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 22 | SW SW | 11.2 |
| 36 S | 1 W | WM | 22 | SE SW | 28.8 |
| 36 S | 1 W | WM | 23 | NE SW | 5.0 |
| 36 S | 1 W | WM | 23 | NW SE | 8.0 |
| 36 S | 1 W | WM | 29 | NE NW | 29.1 |
| 36 S | 1 W | WM | 29 | NW NW | 13.9 |
| 36 S | 1 W | WM | 29 | NE SW | 21.0 |
| 36 S | 1 W | WM | 29 | NW SW | 15.0 |
| 36 S | 1 W | WM | 29 | SW SW | 20.0 |
| 36 S | 1 W | WM | 29 | SE SW | 35.5 |
| 36 S | 1 W | WM | 30 | NE NE | 8.0 |
| 36 S | 1 W | WM | 30 | NW NE | 8.0 |
| 36 S | 1 W | WM | 30 | SW NE | 10.0 |
| 36 S | 1 W | WM | 30 | NE SW | 10.0 |
| 36 S | 1 W | WM | 30 | NW SE | 11.0 |
| 36 S | 1 W | WM | 30 | SW SE | 7.6 |
| 36 S | 1 W | WM | 30 | SE SE | 4.7 |
| 36 S | 1 W | WM | 32 | NW NE | 19.0 |
| 36 S | 1 W | WM | 32 | NE NW | 10.6 |
| 36 S | 1 W | WM | 32 | SE SW | 15.0 |
| 36 S | 1 W | WM | 33 | NE NE | 5.0 |
| 36 S | 1 W | WM | 33 | NW NE | 38.0 |
| 36 S | 1 W | WM | 33 | SW NE | 31.0 |
| 36 S | 1 W | WM | 33 | SE SW | 10.0 |
| 36 S | 2 W | WM | 25 | SE NE | 10.0 |
| 36 S | 2 W | WM | 25 | NE NW | 10.0 |
| 36 S | 2 W | WM | 25 | NE SE | 5.0 |
| 36 S | 2 W | WM | 26 | NE SW | 15.1 |
| 36 S | 2 W | WM | 26 | SW SW | 3.0 |
| 36 S | 2 W | WM | 27 | SE SE | 4.0 |
| 36 S | 2 W | WM | 35 | NW NW | 10.0 |
| 36 S | 2 W | WM | 35 | SW NW | 10.0 |
| 36 S | 2 W | WM | 35 | NE SW | 10.0 |
| 36 S | 2 W | WM | 35 | NW SE | 10.0 |
| 36 S | 2 W | WM | 35 | SW SE | 10.0 |
| 37 S | 1 W | WM | 5 | NW NE | 10.0 |
| 37 S | 1 W | WM | 5 | NE NW | 8.0 |
| 37 S | 1 W | WM | 5 | NW NW | 2.0 |
| 37 S | 1 W | WM | 5 | SW NW | 2.2 |
| 37 S | 1 W | WM | 5 | NW SW | 4.8 |
| 37 S | 1 W | WM | 6 | NW SW | 9.6 |
| 37 S | 2 W | WM | 4 | NW SW | 6.1 |
| 37 S | 2 W | WM | 4 | SW SW | 5.6 |

If certain lands within the water right are found to have had legally exercised water rights that have a priority date senior to the date of this permit, then this water right shall be considered supplemental to the senior water right. This water right may not be transferred separately from any senior water right existingfor the same lands. If the senior water for the same lands is cancelled, then this water right may be transferred as a primary water right.

This certificate describes that portion of the water right confirmed by Certificate 80569, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUN 2 9 2009, approving Transfer Application 10465.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed JUN 2 9 2009.

Debbie Colbert

Phillip C. Ward, Director For

 Recorded in State Record of Water Right Certificates numbered 85288.

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of FOUR MILE LAKE RESERVOIR, within the KLAMATH RIVER BASIN; and waters draining or flowing into the CASCADE CANAL; and FISH LAKE RESERVOIR, within the ROGUE RIVER BASIN; as constructed under Permit R-50; for SUPPLEMENTAL IRRIGATION OF 9625.5 ACRES.

This right was perfected under Permit S-407. The date of priority is MARCH 31, 1910. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 49 CUBIC FEET PER SECOND (CFS) INTO HOPKINS CANAL AT BRADSHAW DROP, or its equivalent in case of rotation, measured at the point of diversion from the source. 49.34

Water is conveyed from Four Mile Lake via the Cascade Canal, and held, and stored in Fish Lake. Water is re-diverted and released into the North Fork Little Butte Creek, and is re-diverted into the Main Canal shared by Rogue River Valley and Medford Irrigation Districts. At Bradshaw Drop the water spilt between the Hopkins Canal and the Medford Canal.

This certificate, together with Certificate 80572 for irrigation within the Medford Irrigation District, and Certificate 80573 for manufacturing, confirms all the rights perfect under Permit S-407. Total diversions through the Main Canal from North Fork and South Fork Little Butte Creek shall not exceed 140 CFS at any one time.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |
| 36 S | 5 E | WM | 9 | SW NW | FOUR MILE LAKE DAM - 3600 FEET NORTH AND 4200 FEET WEST FROM THE SE CORNER OF SECTION 9 |
| 37 S | 4 E | WM | 4 | SE SE | FISH LAKE DAM - 4000 FEET SOUTH AND 600 FEET WEST FROM THE NE CORNER OF SECTION 4 |

The amount of water used for irrigation 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.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or 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

A description of the place of use to which this right is appurtenant is as follows:

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 7 | NW NE | 12.1 |
| 36 S | 1 E | WM | 7 | SW NE | 17.8 |
| 36 S | 1 E | WM | 7 | NE NW | 5.8 |
| 36 S | 1 E | WM | 7 | NE SE | 6.7 |
| 36 S | 1 E | WM | 7 | NW SE | 8.2 |
| 36 S | 1 E | WM | 7 | SE SE | 6.3 |
| 36 S | 1 E | WM | 18 | NE NE | 25.0 |
| 36 S | 1 E | WM | 18 | NW NE | 17.9 |
| 36 S | 1 E | WM | 18 | SW NE | 35.5 |
| 36 S | 1 E | WM | 18 | SE NE | 22.9 |
| 36 S | 1 E | WM | 18 | SW NW | 0.5 |
| 36 S | 1 E | WM | 18 | SE NW | 25.7 |
| 36 S | 1 E | WM | 18 | NE SW | 36.6 |
| 36 S | 1 E | WM | 18 | NW SW | 23.6 |
| 36 S | 1 E | WM | 18 | SW SW | 18.9 |
| 36 S | 1 E | WM | 18 | SE SW | 39.9 |
| 36 S | 1 E | WM | 18 | NE SE | 3.0 |
| 36 S | 1 E | WM | 18 | NW SE | 38.0 |
| 36 S | 1 E | WM | 18 | SW SE | 24.4 |
| 36 S | 1 E | WM | 19 | NW NE | 29.8 |
| 36 S | 1 E | WM | 19 | SW NE | 38.5 |
| 36 S | 1 E | WM | 19 | SE NE | 33.6 |
| 36 S | 1 E | WM | 19 | NE NW | 39.9 |
| 36 S | 1 E | WM | 19 | NW NW | 25.9 |
| 36 S | 1 E | WM | 19 | SW NW | 19.0 |
| 36 S | 1 E | WM | 19 | SE NW | 37.6 |
| 36 S | 1 E | WM | 19 | NE SW | 33.3 |
| 36 S | 1 E | WM | 19 | NW SW | 34.9 |
| 36 S | 1 E | WM | 19 | SE SW | 19.7 |
| 36 S | 1 E | WM | 19 | NE SE | 34.7 |
| 36 S | 1 E | WM | 19 | NW SE | 38.0 |
| 36 S | 1 E | WM | 19 | SW SE | 38.0 |
| 36 S | 1 E | WM | 19 | SE SE | 28.2 |
| 36 S | 1 E | WM | 20 | SW NW | 6.3 |
| 36 S | 1 E | WM | 20 | NW SW | 20.0 |
| 36 S | 1 E | WM | 30 | NE NE | 4.3 |
| 36 S | 1 E | WM | 30 | NW NE | 32.9 |
| 36 S | 1 E | WM | 30 | SW NE | 13.6 |
| 36 S | 1 E | WM | 30 | NE NW | 11.1 |
| 36 S | 1 W | WM | 8 | SW NE | 32.0 |
| 36 S | 1 W | WM | 8 | SE NE | 29.1 |
| 36 S | 1 W | WM | 8 | NE SW | 7.9 |
| 36 S | 1 W | WM | 8 | NE SE | 35.2 |
| 36 S | 1 W | WM | 8 | NW SE | 20.9 |
| 36 S | 1 W | WM | 8 | SE SE | 8.9 |
| 36 S | 1 W | WM | 9 | NE SW | 19.0 |
| 36 S | 1 W | WM | 9 | NW SW | 32.3 |
| 36 S | 1 W | WM | 9 | SW SW | 17.1 |
| 36 S | 1 W | WM | 9 | SE SW | 5.1 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 9 | NE SE | 5.4 |
| 36 S | 1 W | WM | 9 | NW SE | 1.2 |
| 36 S | 1 W | WM | 9 | SW SE | 9.6 |
| 36 S | 1 W | WM | 9 | SE SE | 28.7 |
| 36 S | 1 W | WM | 10 | SW SW | 10.9 |
| 36 S | 1 W | WM | 10 | SE SW | 22.8 |
| 36 S | 1 W | WM | 10 | SW SE | 10.1 |
| 36 S | 1 W | WM | 13 | SW NE | 2.5 |
| 36 S | 1 W | WM | 13 | SE NW | 2.6 |
| 36 S | 1 W | WM | 13 | NE SW | 8.4 |
| 36 S | 1 W | WM | 13 | SW SW | 12.5 |
| 36 S | 1 W | WM | 13 | NE SE | 9.0 |
| 36 S | 1 W | WM | 13 | NW SE | 6.5 |
| 36 S | 1 W | WM | 13 | SE SE | 29.8 |
| 36 S | 1 W | WM | 14 | SW NE | 3.4 |
| 36 S | 1 W | WM | 14 | SW NW | 18.4 |
| 36 S | 1 W | WM | 14 | NE SW | 17.5 |
| 36 S | 1 W | WM | 14 | NW SW | 13.9 |
| 36 S | 1 W | WM | 14 | SE SW | 0.2 |
| 36 S | 1 W | WM | 14 | NE SE | 24.1 |
| 36 S | 1 W | WM | 14 | NW SE | 5.7 |
| 36 S | 1 W | WM | 14 | SW SE | 6.2 |
| 36 S | 1 W | WM | 14 | SE SE | 3.3 |
| 36 S | 1 W | WM | 15 | NW NE | 22.9 |
| 36 S | 1 W | WM | 15 | SW NE | 9.5 |
| 36 S | 1 W | WM | 15 | SE NE | 30.8 |
| 36 S | 1 W | WM | 15 | NE NW | 23.3 |
| 36 S | 1 W | WM | 15 | NW NW | 19.5 |
| 36 S | 1 W | WM | 15 | SW NW | 3.9 |
| 36 S | 1 W | WM | 15 | SE NW | 24.8 |
| 36 S | 1 W | WM | 15 | NE SW | 2.3 |
| 36 S | 1 W | WM | 15 | NW SW | 5.2 |
| 36 S | 1 W | WM | 15 | NE SE | 27.0 |
| 36 S | 1 W | WM | 15 | NW SE | 7.2 |
| 36 S | 1 W | WM | 15 | SW SE | 2.1 |
| 36 S | 1 W | WM | 15 | SE SE | 34.6 |
| 36 S | 1 W | WM | 16 | SW NE | 19.3 |
| 36 S | 1 W | WM | 16 | SE NE | 14.0 |
| 36 S | 1 W | WM | 16 | SW NW | 2.3 |
| 36 S | 1 W | WM | 16 | SE NW | 3.7 |
| 36 S | 1 W | WM | 16 | NE SE | 3.7 |
| 36 S | 1 W | WM | 16 | NW SE | 0.6 |
| 36 S | 1 W | WM | 17 | SW NE | 18.4 |
| 36 S | 1 W | WM | 17 | SE NE | 0.1 |
| 36 S | 1 W | WM | 17 | NE SE | 1.9 |
| 36 S | 1 W | WM | 17 | NW SE | 14.5 |
| 36 S | 1 W | WM | 18 | NW NW | 1.5 |
| 36 S | 1 W | WM | 19 | SW SW | 5.8 |
| 36 S | 1 W | WM | 19 | SE SW | 0.4 |
| 36 S | 1 W | WM | 19 | SW SE | 0.1 |
| 36 S | 1 W | WM | 19 | SE SE | 6.3 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 20 | SW SW | 1.9 |
| 36 S | 1 W | WM | 20 | SE SW | 0.2 |
| 36 S | 1 W | WM | 21 | Hoover Ponds County Park | |
| 36 S | 1 W | WM | 22 | NE NE | 25.2 |
| 36 S | 1 W | WM | 22 | SW NE | 4.9 |
| 36 S | 1 W | WM | 22 | SE NE | 4.9 |
| 36 S | 1 W | WM | 22 | NE SW | 20.4 |
| 36 S | 1 W | WM | 22 | NW SW | 2.0 |
| 36 S | 1 W | WM | 22 | SW SW | 11.2 |
| 36 S | 1 W | WM | 22 | SE SW | 28.8 |
| 36 S | 1 W | WM | 23 | SW NE | 18.4 |
| 36 S | 1 W | WM | 23 | SE NE | 9.7 |
| 36 S | 1 W | WM | 23 | NW NW | 11.1 |
| 36 S | 1 W | WM | 23 | SW NW | 19.3 |
| 36 S | 1 W | WM | 23 | SE NW | 20.7 |
| 36 S | 1 W | WM | 23 | NE SW | 7.0 |
| 36 S | 1 W | WM | 23 | NE SE | 32.6 |
| 36 S | 1 W | WM | 23 | NW SE | 28.0 |
| 36 S | 1 W | WM | 24 | NE NE | 28.2 |
| 36 S | 1 W | WM | 24 | NW NE | 1.7 |
| 36 S | 1 W | WM | 24 | SW NE | 0.2 |
| 36 S | 1 W | WM | 24 | SE NE | 18.6 |
| 36 S | 1 W | WM | 24 | NW SW | 15.9 |
| 36 S | 1 W | WM | 27 | NW NE | 7.4 |
| 36 S | 1 W | WM | 27 | NE NW | 26.2 |
| 36 S | 1 W | WM | 27 | NW NW | 27.6 |
| 36 S | 1 W | WM | 27 | SW NW | 33.0 |
| 36 S | 1 W | WM | 27 | NW SW | 20.1 |
| 36 S | 1 W | WM | 28 | NE NE | 13.6 |
| 36 S | 1 W | WM | 28 | NW NE | 4.6 |
| 36 S | 1 W | WM | 28 | SE NE | 6.5 |
| 36 S | 1 W | WM | 28 | SW NW | 16.5 |
| 36 S | 1 W | WM | 28 | SE NW | 21.2 |
| 36 S | 1 W | WM | 28 | SW SW | 32.8 |
| 36 S | 1 W | WM | 28 | SE SW | 28.5 |
| 36 S | 1 W | WM | 28 | NE SE | 12.2 |
| 36 S | 1 W | WM | 28 | NW SE | 1.9 |
| 36 S | 1 W | WM | 28 | SW SE | 26.8 |
| 36 S | 1 W | WM | 28 | SE SE | 24.9 |
| 36 S | 1 W | WM | 29 | NE NE | 2.3 |
| 36 S | 1 W | WM | 29 | NW NE | 3.1 |
| 36 S | 1 W | WM | 29 | SW NE | 21.6 |
| 36 S | 1 W | WM | 29 | SE NE | 17.0 |
| 36 S | 1 W | WM | 29 | NE NW | 29.1 |
| 36 S | 1 W | WM | 29 | NW NW | 13.9 |
| 36 S | 1 W | WM | 29 | SW NW | 10.1 |
| 36 S | 1 W | WM | 29 | SE NW | 9.2 |
| 36 S | 1 W | WM | 29 | NE SW | 36.1 |
| 36 S | 1 W | WM | 29 | NW SW | 30.3 |
| 36 S | 1 W | WM | 29 | SW SW | 24.9 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 29 | SE SW | 39.6 |
| 36 S | 1 W | WM | 29 | NE SE | 1.2 |
| 36 S | 1 W | WM | 29 | NW SE | 4.5 |
| 36 S | 1 W | WM | 29 | SW SE | 38.9 |
| 36 S | 1 W | WM | 29 | SE SE | 31.6 |
| 36 S | 1 W | WM | 30 | NE NE | 20.3 |
| 36 S | 1 W | WM | 30 | NW NE | 33.1 |
| 36 S | 1 W | WM | 30 | SW NE | 20.3 |
| 36 S | 1 W | WM | 30 | NE NW | 18.1 |
| 36 S | 1 W | WM | 30 | NW NW | 25.8 |
| 36 S | 1 W | WM | 30 | SW NW | 10.0 |
| 36 S | 1 W | WM | 30 | SE NW | 22.7 |
| 36 S | 1 W | WM | 30 | NE SW | 14.1 |
| 36 S | 1 W | WM | 30 | NW SW | 30.8 |
| 36 S | 1 W | WM | 30 | SW SW | 39.7 |
| 36 S | 1 W | WM | 30 | SE SW | 39.1 |
| 36 S | 1 W | WM | 30 | NW SE | 12.5 |
| 36 S | 1 W | WM | 30 | SW SE | 27.9 |
| 36 S | 1 W | WM | 30 | SE SE | 10.0 |
| 36 S | 1 W | WM | 31 | NW NE | 1.4 |
| 36 S | 1 W | WM | 31 | NW NW | 4.9 |
| 36 S | 1 W | WM | 31 | SE NW | 4.5 |
| 36 S | 1 W | WM | 31 | NE SW | 17.8 |
| 36 S | 1 W | WM | 31 | NW SW | 5.9 |
| 36 S | 1 W | WM | 31 | SW SW | 7.0 |
| 36 S | 1 W | WM | 31 | SE SW | 29.9 |
| 36 S | 1 W | WM | 31 | NW SE | 15.5 |
| 36 S | 1 W | WM | 32 | NE NE | 37.7 |
| 36 S | 1 W | WM | 32 | NW NE | 39.8 |
| 36 S | 1 W | WM | 32 | SW NE | 39.6 |
| 36 S | 1 W | WM | 32 | SE NE | 29.7 |
| 36 S | 1 W | WM | 32 | NE NW | 38.1 |
| 36 S | 1 W | WM | 32 | NW NW | 27.9 |
| 36 S | 1 W | WM | 32 | SW NW | 25.5 |
| 36 S | 1 W | WM | 32 | SE NW | 39.9 |
| 36 S | 1 W | WM | 32 | NE SW | 19.5 |
| 36 S | 1 W | WM | 32 | NW SW | 3.9 |
| 36 S | 1 W | WM | 32 | SW SW | 4.4 |
| 36 S | 1 W | WM | 32 | SE SW | 36.3 |
| 36 S | 1 W | WM | 32 | NE SE | 11.1 |
| 36 S | 1 W | WM | 32 | NW SE | 11.7 |
| 36 S | 1 W | WM | 32 | SW SE | 28.4 |
| 36 S | 1 W | WM | 32 | SE SE | 37.6 |
| 36 S | 1 W | WM | 33 | NE NE | 11.6 |
| 36 S | 1 W | WM | 33 | NW NE | 38.3 |
| 36 S | 1 W | WM | 33 | SW NE | 36.7 |
| 36 S | 1 W | WM | 33 | SE NE | 0.8 |
| 36 S | 1 W | WM | 33 | NE NW | 38.0 |
| 36 S | 1 W | WM | 33 | NW NW | 37.9 |
| 36 S | 1 W | WM | 33 | SW NW | 22.6 |
| 36 S | 1 W | WM | 33 | SE NW | 38.3 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 33 | NE SW | 36.9 |
| 36 S | 1 W | WM | 33 | NW SW | 36.3 |
| 36 S | 1 W | WM | 33 | SW SW | 38.7 |
| 36 S | 1 W | WM | 33 | SE SW | 37.9 |
| 36 S | 1 W | WM | 33 | NW SE | 23.3 |
| 36 S | 1 W | WM | 33 | SW SE | 1.2 |
| 36 S | 1 W | WM | 36 | NE NE | 12.8 |
| 36 S | 1 W | WM | 36 | SE NE | 15.0 |
| 36 S | 1 W | WM | 36 | NE SE | 7.8 |
| 36 S | 1 W | WM | 36 | NW SE | 0.8 |
| 36 S | 1 W | WM | 36 | SW SE | 9.4 |
| 36 S | 1 W | WM | 36 | SE SE | 8.4 |
| 36 S | 2 W | WM | 13 | NE NE | 18.5 |
| 36 S | 2 W | WM | 21 | SW NE | 9.6 |
| 36 S | 2 W | WM | 21 | SE NE | 1.9 |
| 36 S | 2 W | WM | 21 | NE NW | 2.5 |
| 36 S | 2 W | WM | 21 | SE NW | 15.3 |
| 36 S | 2 W | WM | 21 | NE SW | 36.5 |
| 36 S | 2 W | WM | 21 | NW SW | 22.4 |
| 36 S | 2 W | WM | 21 | SE SW | 15.9 |
| 36 S | 2 W | WM | 21 | NW SE | 7.7 |
| 36 S | 2 W | WM | 21 | SW SE | 13.8 |
| 36 S | 2 W | WM | 21 | SE SE | 6.4 |
| 36 S | 2 W | WM | 22 | SW SW | 13.4 |
| 36 S | 2 W | WM | 23 | NW SE | 29.1 |
| 36 S | 2 W | WM | 23 | SW SE | 19.9 |
| 36 S | 2 W | WM | 23 | SE SE | 35.9 |
| 36 S | 2 W | WM | 25 | NE NE | 25.1 |
| 36 S | 2 W | WM | 25 | SW NE | 0.1 |
| 36 S | 2 W | WM | 25 | SE NE | 35.7 |
| 36 S | 2 W | WM | 25 | NE NW | 20.0 |
| 36 S | 2 W | WM | 25 | NW NW | 26.3 |
| 36 S | 2 W | WM | 25 | NE SE | 28.0 |
| 36 S | 2 W | WM | 25 | NW SE | 5.0 |
| 36 S | 2 W | WM | 25 | SW SE | 14.6 |
| 36 S | 2 W | WM | 25 | SE SE | 26.5 |
| 36 S | 2 W | WM | 26 | NW NE | 31.5 |
| 36 S | 2 W | WM | 26 | NE NW | 0.7 |
| 36 S | 2 W | WM | 26 | NE SW | 15.1 |
| 36 S | 2 W | WM | 26 | NW SW | 1.2 |
| 36 S | 2 W | WM | 26 | SW SW | 5.0 |
| 36 S | 2 W | WM | 26 | SE SW | 2.2 |
| 36 S | 2 W | WM | 26 | NW SE | 7.9 |
| 36 S | 2 W | WM | 26 | SW SE | 20.4 |
| 36 S | 2 W | WM | 26 | SE SE | 4.5 |
| 36 S | 2 W | WM | 27 | NE NE | 5.0 |
| 36 S | 2 W | WM | 27 | NW NE | 2.0 |
| 36 S | 2 W | WM | 27 | SW NE | 25.5 |
| 36 S | 2 W | WM | 27 | NW NW | 24.3 |
| 36 S | 2 W | WM | 27 | SW NW | 25.3 |
| 36 S | 2 W | WM | 27 | SE NW | 26.7 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 27 | NE SW | 29.3 |
| 36 S | 2 W | WM | 27 | NW SW | 10.0 |
| 36 S | 2 W | WM | 27 | NE SE | 0.7 |
| 36 S | 2 W | WM | 27 | NW SE | 4.3 |
| 36 S | 2 W | WM | 27 | SW SE | 19.8 |
| 36 S | 2 W | WM | 27 | SE SE | 6.3 |
| 36 S | 2 W | WM | 28 | NE NE | 26.7 |
| 36 S | 2 W | WM | 28 | NW NE | 6.8 |
| 36 S | 2 W | WM | 28 | SW NE | 17.1 |
| 36 S | 2 W | WM | 28 | SE NE | 21.9 |
| 36 S | 2 W | WM | 28 | NE NW | 9.9 |
| 36 S | 2 W | WM | 28 | NW NW | 2.1 |
| 36 S | 2 W | WM | 28 | SW NW | 1.4 |
| 36 S | 2 W | WM | 28 | SE NW | 25.9 |
| 36 S | 2 W | WM | 28 | NW SW | 5.4 |
| 36 S | 2 W | WM | 28 | SW SW | 21.8 |
| 36 S | 2 W | WM | 28 | SE SW | 17.3 |
| 36 S | 2 W | WM | 28 | NE SE | 0.6 |
| 36 S | 2 W | WM | 28 | NW SE | 3.4 |
| 36 S | 2 W | WM | 28 | SW SE | 4.7 |
| 36 S | 2 W | WM | 31 | NE SE | 12.2 |
| 36 S | 2 W | WM | 31 | SE SE | 1.8 |
| 36 S | 2 W | WM | 32 | NE NE | 1.5 |
| 36 S | 2 W | WM | 32 | SW NE | 8.9 |
| 36 S | 2 W | WM | 32 | SE NE | 23.6 |
| 36 S | 2 W | WM | 32 | SE NW | 16.5 |
| 36 S | 2 W | WM | 32 | NE SW | 35.4 |
| 36 S | 2 W | WM | 32 | NW SW | 38.4 |
| 36 S | 2 W | WM | 32 | SW SW | 27.1 |
| 36 S | 2 W | WM | 32 | SE SW | 38.7 |
| 36 S | 2 W | WM | 32 | NE SE | 40.0 |
| 36 S | 2 W | WM | 32 | NW SE | 39.5 |
| 36 S | 2 W | WM | 32 | SW SE | 32.8 |
| 36 S | 2 W | WM | 32 | SE SE | 31.0 |
| 36 S | 2 W | WM | 33 | NE NE | 12.7 |
| 36 S | 2 W | WM | 33 | NW NE | 19.6 |
| 36 S | 2 W | WM | 33 | SW NE | 31.2 |
| 36 S | 2 W | WM | 33 | SE NE | 32.8 |
| 36 S | 2 W | WM | 33 | NE NW | 24.7 |
| 36 S | 2 W | WM | 33 | NW NW | 34.1 |
| 36 S | 2 W | WM | 33 | SW NW | 37.7 |
| 36 S | 2 W | WM | 33 | SE NW | 39.7 |
| 36 S | 2 W | WM | 33 | NE SW | 37.7 |
| 36 S | 2 W | WM | 33 | NW SW | 35.4 |
| 36 S | 2 W | WM | 33 | SW SW | 32.3 |
| 36 S | 2 W | WM | 33 | SE SW | 32.4 |
| 36 S | 2 W | WM | 33 | NE SE | 32.0 |
| 36 S | 2 W | WM | 33 | NW SE | 30.4 |
| 36 S | 2 W | WM | 33 | SW SE | 33.3 |
| 36 S | 2 W | WM | 33 | SE SE | 22.3 |
| 36 S | 2 W | WM | 34 | NE NE | 18.0 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 34 | NW NE | 32.0 |
| 36 S | 2 W | WM | 34 | SW NE | 40.0 |
| 36 S | 2 W | WM | 34 | SE NE | 40.0 |
| 36 S | 2 W | WM | 34 | NE NW | 29.2 |
| 36 S | 2 W | WM | 34 | NW NW | 16.5 |
| 36 S | 2 W | WM | 34 | SW NW | 5.5 |
| 36 S | 2 W | WM | 34 | SE NW | 26.6 |
| 36 S | 2 W | WM | 34 | NE SW | 20.9 |
| 36 S | 2 W | WM | 34 | SW SW | 20.4 |
| 36 S | 2 W | WM | 34 | SE SW | 25.3 |
| 36 S | 2 W | WM | 34 | NE SE | 24.5 |
| 36 S | 2 W | WM | 34 | NW SE | 5.1 |
| 36 S | 2 W | WM | 34 | SW SE | 0.2 |
| 36 S | 2 W | WM | 34 | SE SE | 9.9 |
| 36 S | 2 W | WM | 35 | NE NE | 17.7 |
| 36 S | 2 W | WM | 35 | SW NE | 6.0 |
| 36 S | 2 W | WM | 35 | SE NE | 8.5 |
| 36 S | 2 W | WM | 35 | NE NW | 17.9 |
| 36 S | 2 W | WM | 35 | NW NW | 35.4 |
| 36 S | 2 W | WM | 35 | SW NW | 38.2 |
| 36 S | 2 W | WM | 35 | SE NW | 27.4 |
| 36 S | 2 W | WM | 35 | NE SW | 33.0 |
| 36 S | 2 W | WM | 35 | NW SW | 39.0 |
| 36 S | 2 W | WM | 35 | SW SW | 17.2 |
| 36 S | 2 W | WM | 35 | SE SW | 23.3 |
| 36 S | 2 W | WM | 35 | NE SE | 15.6 |
| 36 S | 2 W | WM | 35 | NW SE | 37.4 |
| 36 S | 2 W | WM | 35 | SW SE | 22.5 |
| 36 S | 2 W | WM | 35 | SE SE | 31.0 |
| 36 S | 2 W | WM | 36 | NW NE | 2.0 |
| 36 S | 2 W | WM | 36 | SW NE | 19.4 |
| 36 S | 2 W | WM | 36 | NE NW | 6.7 |
| 36 S | 2 W | WM | 36 | NW NW | 4.7 |
| 36 S | 2 W | WM | 36 | SW NW | 6.0 |
| 36 S | 2 W | WM | 36 | SE NW | 12.7 |
| 36 S | 2 W | WM | 36 | NW SW | 6.1 |
| 36 S | 2 W | WM | 36 | SE SW | 3.7 |
| 36 S | 2 W | WM | 36 | NE SE | 30.7 |
| 36 S | 2 W | WM | 36 | NW SE | 12.7 |
| 36 S | 2 W | WM | 36 | SW SE | 11.8 |
| 36 S | 2 W | WM | 36 | SE SE | 10.5 |
| 37 S | 1 W | WM | 4 | NE NW | 25.9 |
| 37 S | 1 W | WM | 4 | NW NW | 36.0 |
| 37 S | 1 W | WM | 4 | SW NW | 31.3 |
| 37 S | 1 W | WM | 4 | SE NW | 5.5 |
| 37 S | 1 W | WM | 5 | NE NE | 37.9 |
| 37 S | 1 W | WM | 5 | NW NE | 37.9 |
| 37 S | 1 W | WM | 5 | SW NE | 27.6 |
| 37 S | 1 W | WM | 5 | SE NE | 36.2 |
| 37 S | 1 W | WM | 5 | NE NW | 38.8 |
| 37 S | 1 W | WM | 5 | NW NW | 19.9 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 2.2 |
| 37 S | 1 W | WM | 5 | NW SW | 4.8 |
| 37 S | 1 W | WM | 5 | SW SW | 4.9 |
| 37 S | 1 W | WM | 5 | NE SE | 2.1 |
| 37 S | 1 W | WM | 6 | NE NE | 31.7 |
| 37 S | 1 W | WM | 6 | NW NE | 21.5 |
| 37 S | 1 W | WM | 6 | NE NW | 6.6 |
| 37 S | 1 W | WM | 6 | NW NW | 4.2 |
| 37 S | 1 W | WM | 6 | SW NW | 34.1 |
| 37 S | 1 W | WM | 6 | SE NW | 29.6 |
| 37 S | 1 W | WM | 6 | NW SW | 14.7 |
| 37 S | 1 W | WM | 8 | NW NW | 9.2 |
| 37 S | 1 W | WM | 18 | NE NE | 0.5 |
| 37 S | 1 W | WM | 18 | SW NE | 27.0 |
| 37 S | 1 W | WM | 18 | SE NE | 4.0 |
| 37 S | 1 W | WM | 18 | NW NW | 2.5 |
| 37 S | 1 W | WM | 18 | NW SW | 6.1 |
| 37 S | 1 W | WM | 18 | SE SW | 8.1 |
| 37 S | 1 W | WM | 18 | NE SE | 1.4 |
| 37 S | 1 W | WM | 18 | NW SE | 10.5 |
| 37 S | 1 W | WM | 18 | SW SE | 1.1 |
| 37 S | 2 W | WM | 1 | SW NE | 9.6 |
| 37 S | 2 W | WM | 1 | NE NW | 6.0 |
| 37 S | 2 W | WM | 1 | NW NW | 12.8 |
| 37 S | 2 W | WM | 1 | SW NW | 1.3 |
| 37 S | 2 W | WM | 1 | SE NW | 2.6 |
| 37 S | 2 W | WM | 1 | NE SW | 18.4 |
| 37 S | 2 W | WM | 1 | NW SW | 22.6 |
| 37 S | 2 W | WM | 1 | SW SW | 20.3 |
| 37 S | 2 W | WM | 1 | SE SW | 29.4 |
| 37 S | 2 W | WM | 1 | NW SE | 7.6 |
| 37 S | 2 W | WM | 1 | SW SE | 2.1 |
| 37 S | 2 W | WM | 2 | NE NE | 28.1 |
| 37 S | 2 W | WM | 2 | NW NE | 4.8 |
| 37 S | 2 W | WM | 2 | SW NE | 3.5 |
| 37 S | 2 W | WM | 2 | SE NE | 32.5 |
| 37 S | 2 W | WM | 2 | NE SW | 5.1 |
| 37 S | 2 W | WM | 2 | NW SW | 1.5 |
| 37 S | 2 W | WM | 2 | NE SE | 19.4 |
| 37 S | 2 W | WM | 2 | NW SE | 8.2 |
| 37 S | 2 W | WM | 2 | SE SE | 2.4 |
| 37 S | 2 W | WM | 3 | NW NE | 9.3 |
| 37 S | 2 W | WM | 3 | SW NE | 0.9 |
| 37 S | 2 W | WM | 3 | NE NW | 2.6 |
| 37 S | 2 W | WM | 3 | NW NW | 9.0 |
| 37 S | 2 W | WM | 3 | SW NW | 36.4 |
| 37 S | 2 W | WM | 3 | SE NW | 14.5 |
| 37 S | 2 W | WM | 3 | NE SW | 16.0 |
| 37 S | 2 W | WM | 3 | NW SW | 37.0 |
| 37 S | 2 W | WM | 3 | SW SW | 16.8 |
| 37 S | 2 W | WM | 3 | SE SW | 37.1 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 3 | NW SE | 16.7 |
| 37 S | 2 W | WM | 3 | SW SE | 12.0 |
| 37 S | 2 W | WM | 4 | NE NE | 32.9 |
| 37 S | 2 W | WM | 4 | NW NE | 39.5 |
| 37 S | 2 W | WM | 4 | SW NE | 39.9 |
| 37 S | 2 W | WM | 4 | SE NE | 32.0 |
| 37 S | 2 W | WM | 4 | NE NW | 39.0 |
| 37 S | 2 W | WM | 4 | NW NW | 34.6 |
| 37 S | 2 W | WM | 4 | SW NW | 39.1 |
| 37 S | 2 W | WM | 4 | SE NW | 39.8 |
| 37 S | 2 W | WM | 4 | NE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NW SW | 40.0 |
| 37 S | 2 W | WM | 4 | SW SW | 38.0 |
| 37 S | 2 W | WM | 4 | SE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NE SE | 38.4 |
| 37 S | 2 W | WM | 4 | NW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SE SE | 38.9 |
| 37 S | 2 W | WM | 5 | NE NE | 40.0 |
| 37 S | 2 W | WM | 5 | NW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SE NE | 40.0 |
| 37 S | 2 W | WM | 5 | NE NW | 23.0 |
| 37 S | 2 W | WM | 5 | NW NW | 11.0 |
| 37 S | 2 W | WM | 5 | SW NW | 5.8 |
| 37 S | 2 W | WM | 5 | SE NW | 35.7 |
| 37 S | 2 W | WM | 5 | NE SW | 2.0 |
| 37 S | 2 W | WM | 5 | NE SE | 39.5 |
| 37 S | 2 W | WM | 5 | NW SE | 22.5 |
| 37 S | 2 W | WM | 5 | SE SE | 14.1 |
| 37 S | 2 W | WM | 9 | NE NE | 33.8 |
| 37 S | 2 W | WM | 9 | NW NE | 34.7 |
| 37 S | 2 W | WM | 9 | SW NE | 38.3 |
| 37 S | 2 W | WM | 9 | SE NE | 34.1 |
| 37 S | 2 W | WM | 9 | NE NW | 38.0 |
| 37 S | 2 W | WM | 9 | NW NW | 16.3 |
| 37 S | 2 W | WM | 9 | SW NW | 5.8 |
| 37 S | 2 W | WM | 9 | SE NW | 38.1 |
| 37 S | 2 W | WM | 9 | NE SW | 1.5 |
| 37 S | 2 W | WM | 9 | NE SE | 28.4 |
| 37 S | 2 W | WM | 9 | NW SE | 13.7 |
| 37 S | 2 W | WM | 9 | SW SE | 2.2 |
| 37 S | 2 W | WM | 9 | SE SE | 36.0 |
| 37 S | 2 W | WM | 10 | NW NE | 8.2 |
| 37 S | 2 W | WM | 10 | SW NE | 2.1 |
| 37 S | 2 W | WM | 10 | NE NW | 6.5 |
| 37 S | 2 W | WM | 10 | NW NW | 31.5 |
| 37 S | 2 W | WM | 10 | SW NW | 17.0 |
| 37 S | 2 W | WM | 10 | SE NW | 0.5 |
| 37 S | 2 W | WM | 10 | NE SW | 2.9 |
| 37 S | 2 W | WM | 10 | NW SW | 16.6 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 10 | SW SW | 33.4 |
| 37 S | 2 W | WM | 10 | SE SW | 25.2 |
| 37 S | 2 W | WM | 10 | NE SE | 2.9 |
| 37 S | 2 W | WM | 10 | NW SE | 8.9 |
| 37 S | 2 W | WM | 10 | SW SE | 29.6 |
| 37 S | 2 W | WM | 10 | SE SE | 29.1 |
| 37 S | 2 W | WM | 11 | SW SW | 24.2 |
| 37 S | 2 W | WM | 11 | SE SE | 1.5 |
| 37 S | 2 W | WM | 12 | NW NE | 1.6 |
| 37 S | 2 W | WM | 12 | SW NE | 3.7 |
| 37 S | 2 W | WM | 12 | SE NE | 5.6 |
| 37 S | 2 W | WM | 12 | NE NW | 30.6 |
| 37 S | 2 W | WM | 12 | NW NW | 10.3 |
| 37 S | 2 W | WM | 12 | SE NW | 6.4 |
| 37 S | 2 W | WM | 12 | SW SW | 5.7 |
| 37 S | 2 W | WM | 12 | NE SE | 20.3 |
| 37 S | 2 W | WM | 12 | NW SE | 25.5 |
| 37 S | 2 W | WM | 12 | SW SE | 3.2 |
| 37 S | 2 W | WM | 12 | SE SE | 0.2 |
| 37 S | 2 W | WM | 13 | NE NW | 7.7 |
| 37 S | 2 W | WM | 13 | NW NW | 9.6 |
| 37 S | 2 W | WM | 13 | SW NW | 7.0 |
| 37 S | 2 W | WM | 13 | SE NW | 11.8 |
| 37 S | 2 W | WM | 13 | NE SW | 2.1 |
| 37 S | 2 W | WM | 13 | NW SW | 5.2 |
| 37 S | 2 W | WM | 13 | SE SW | 0.1 |
| 37 S | 2 W | WM | 13 | NE SE | 2.8 |
| 37 S | 2 W | WM | 13 | SE SE | 0.1 |
| 37 S | 2 W | WM | 14 | NE NE | 0.6 |
| 37 S | 2 W | WM | 14 | SE NE | 0.2 |
| 37 S | 2 W | WM | 14 | NE NW | 2.3 |
| 37 S | 2 W | WM | 14 | NW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SE NW | 22.0 |
| 37 S | 2 W | WM | 14 | NE SW | 34.7 |
| 37 S | 2 W | WM | 14 | NW SW | 40.0 |
| 37 S | 2 W | WM | 14 | SW SW | 23.6 |
| 37 S | 2 W | WM | 14 | SE SW | 25.8 |
| 37 S | 2 W | WM | 14 | NW SE | 9.7 |
| 37 S | 2 W | WM | 14 | SW SE | 1.6 |
| 37 S | 2 W | WM | 15 | NE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NE NW | 39.0 |
| 37 S | 2 W | WM | 15 | NW NW | 37.5 |
| 37 S | 2 W | WM | 15 | SW NW | 7.9 |
| 37 S | 2 W | WM | 15 | SE NW | 31.7 |
| 37 S | 2 W | WM | 15 | NE SE | 39.5 |
| 37 S | 2 W | WM | 15 | NW SE | 17.4 |
| 37 S | 2 W | WM | 15 | SE SE | 10.2 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 16 | NE NE | 15.2 |
| 37 S | 2 W | WM | 23 | NE NW | 2.6 |
| 37 S | 2 W | WM | 23 | NW NW | 1.7 |
| 37 S | 2 W | WM | 24 | NW NE | 0.3 |

This certificate correctly describes the locations for the Four Mile Lake Dam and Fish Lake Dam points of diversionand describes that portion of the water right confirmed by Certificate 80571, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUN 2 9 2009, approving Transfer Application 10465.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed JUN 2 9 2009.

Phillip C. Ward, Director for

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of ANTELOPE CREEK, tributary to LITTLE BUTTE CREEK, for SUPPLEMENTAL IRRIGATION OF 9625.5 ACRES.

This right was perfected under Permit S-1705. The date of priority is JUNE 24, 1913. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall notexceed 49 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source. 49.34

The point of diversion is located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 1 E | WM | 30 | SW NE | HOPKINS CANAL - 770 FEET NORTH AND 1650 FEET WEST FROM THE E¼ CORNER OF SECTION 30 |

The amount of water used for irrigation, together with the amount secured under any other prior 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 to which this right is appurtenant is as follows:

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 7 | NW NE | 12.1 |
| 36 S | 1 E | WM | 7 | SW NE | 17.8 |
| 36 S | 1 E | WM | 7 | NE NW | 5.8 |
| 36 S | 1 E | WM | 7 | NE SE | 6.7 |
| 36 S | 1 E | WM | 7 | NW SE | 8.2 |
| 36 S | 1 E | WM | 7 | SE SE | 6.3 |
| 36 S | 1 E | WM | 18 | NE NE | 25.0 |
| 36 S | 1 E | WM | 18 | NW NE | 17.9 |
| 36 S | 1 E | WM | 18 | SW NE | 35.5 |
| 36 S | 1 E | WM | 18 | SE NE | 22.9 |
| 36 S | 1 E | WM | 18 | SW NW | 0.5 |
| 36 S | 1 E | WM | 18 | SE NW | 25.7 |
| 36 S | 1 E | WM | 18 | NE SW | 36.6 |
| 36 S | 1 E | WM | 18 | NW SW | 23.6 |
| 36 S | 1 E | WM | 18 | SW SW | 18.9 |
| 36 S | 1 E | WM | 18 | SE SW | 39.9 |
| 36 S | 1 E | WM | 18 | NE SE | 3.0 |
| 36 S | 1 E | WM | 18 | NW SE | 38.0 |
| 36 S | 1 E | WM | 18 | SW SE | 24.4 |
| 36 S | 1 E | WM | 19 | NW NE | 29.8 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 19 | SW NE | 38.5 |
| 36 S | 1 E | WM | 19 | SE NE | 33.6 |
| 36 S | 1 E | WM | 19 | NE NW | 39.9 |
| 36 S | 1 E | WM | 19 | NW NW | 25.9 |
| 36 S | 1 E | WM | 19 | SW NW | 19.0 |
| 36 S | 1 E | WM | 19 | SE NW | 37.6 |
| 36 S | 1 E | WM | 19 | NE SW | 33.3 |
| 36 S | 1 E | WM | 19 | NW SW | 34.9 |
| 36 S | 1 E | WM | 19 | SE SW | 19.7 |
| 36 S | 1 E | WM | 19 | NE SE | 34.7 |
| 36 S | 1 E | WM | 19 | NW SE | 38.0 |
| 36 S | 1 E | WM | 19 | SW SE | 38.0 |
| 36 S | 1 E | WM | 19 | SE SE | 28.2 |
| 36 S | 1 E | WM | 20 | SW NW | 6.3 |
| 36 S | 1 E | WM | 20 | NW SW | 20.0 |
| 36 S | 1 E | WM | 30 | NE NE | 4.3 |
| 36 S | 1 E | WM | 30 | NW NE | 32.9 |
| 36 S | 1 E | WM | 30 | SW NE | 13.6 |
| 36 S | 1 E | WM | 30 | NE NW | 11.1 |
| 36 S | 1 W | WM | 8 | SW NE | 32.0 |
| 36 S | 1 W | WM | 8 | SE NE | 29.1 |
| 36 S | 1 W | WM | 8 | NE SW | 7.9 |
| 36 S | 1 W | WM | 8 | NE SE | 35.2 |
| 36 S | 1 W | WM | 8 | NW SE | 20.9 |
| 36 S | 1 W | WM | 8 | SE SE | 8.9 |
| 36 S | 1 W | WM | 9 | NE SW | 19.0 |
| 36 S | 1 W | WM | 9 | NW SW | 32.3 |
| 36 S | 1 W | WM | 9 | SW SW | 17.1 |
| 36 S | 1 W | WM | 9 | SE SW | 5.1 |
| 36 S | 1 W | WM | 9 | NE SE | 5.4 |
| 36 S | 1 W | WM | 9 | NW SE | 1.2 |
| 36 S | 1 W | WM | 9 | SW SE | 9.6 |
| 36 S | 1 W | WM | 9 | SE SE | 28.7 |
| 36 S | 1 W | WM | 10 | SW SW | 10.9 |
| 36 S | 1 W | WM | 10 | SE SW | 22.8 |
| 36 S | 1 W | WM | 10 | SW SE | 10.1 |
| 36 S | 1 W | WM | 13 | SW NE | 2.5 |
| 36 S | 1 W | WM | 13 | SE NW | 2.6 |
| 36 S | 1 W | WM | 13 | NE SW | 8.4 |
| 36 S | 1 W | WM | 13 | SW SW | 12.5 |
| 36 S | 1 W | WM | 13 | NE SE | 9.0 |
| 36 S | 1 W | WM | 13 | NW SE | 6.5 |
| 36 S | 1 W | WM | 13 | SE SE | 29.8 |
| 36 S | 1 W | WM | 14 | SW NE | 3.4 |
| 36 S | 1 W | WM | 14 | SW NW | 18.4 |
| 36 S | 1 W | WM | 14 | NE SW | 17.5 |
| 36 S | 1 W | WM | 14 | NW SW | 13.9 |
| 36 S | 1 W | WM | 14 | SE SW | 0.2 |
| 36 S | 1 W | WM | 14 | NE SE | 24.1 |
| 36 S | 1 W | WM | 14 | NW SE | 5.7 |
| 36 S | 1 W | WM | 14 | SW SE | 6.2 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 14 | SE SE | 3.3 |
| 36 S | 1 W | WM | 15 | NW NE | 22.9 |
| 36 S | 1 W | WM | 15 | SW NE | 9.5 |
| 36 S | 1 W | WM | 15 | SE NE | 30.8 |
| 36 S | 1 W | WM | 15 | NE NW | 23.3 |
| 36 S | 1 W | WM | 15 | NW NW | 19.5 |
| 36 S | 1 W | WM | 15 | SW NW | 3.9 |
| 36 S | 1 W | WM | 15 | SE NW | 24.8 |
| 36 S | 1 W | WM | 15 | NE SW | 2.3 |
| 36 S | 1 W | WM | 15 | NW SW | 5.2 |
| 36 S | 1 W | WM | 15 | NE SE | 27.0 |
| 36 S | 1 W | WM | 15 | NW SE | 7.2 |
| 36 S | 1 W | WM | 15 | SW SE | 2.1 |
| 36 S | 1 W | WM | 15 | SE SE | 34.6 |
| 36 S | 1 W | WM | 16 | SW NE | 19.3 |
| 36 S | 1 W | WM | 16 | SE NE | 14.0 |
| 36 S | 1 W | WM | 16 | SW NW | 2.3 |
| 36 S | 1 W | WM | 16 | SE NW | 3.7 |
| 36 S | 1 W | WM | 16 | NE SE | 3.7 |
| 36 S | 1 W | WM | 16 | NW SE | 0.6 |
| 36 S | 1 W | WM | 17 | SW NE | 18.4 |
| 36 S | 1 W | WM | 17 | SE NE | 0.1 |
| 36 S | 1 W | WM | 17 | NE SE | 1.9 |
| 36 S | 1 W | WM | 17 | NW SE | 14.5 |
| 36 S | 1 W | WM | 18 | NW NW | 1.5 |
| 36 S | 1 W | WM | 19 | SW SW | 5.8 |
| 36 S | 1 W | WM | 19 | SE SW | 0.4 |
| 36 S | 1 W | WM | 19 | SW SE | 0.1 |
| 36 S | 1 W | WM | 19 | SE SE | 6.3 |
| 36 S | 1 W | WM | 20 | SW SW | 1.9 |
| 36 S | 1 W | WM | 20 | SE SW | 0.2 |
| 36 S | 1 W | WM | 21 | Hoover Ponds County Park | |
| 36 S | 1 W | WM | 22 | NE NE | 25.2 |
| 36 S | 1 W | WM | 22 | SW NE | 4.9 |
| 36 S | 1 W | WM | 22 | SE NE | 4.9 |
| 36 S | 1 W | WM | 22 | NE SW | 20.4 |
| 36 S | 1 W | WM | 22 | NW SW | 2.0 |
| 36 S | 1 W | WM | 22 | SW SW | 11.2 |
| 36 S | 1 W | WM | 22 | SE SW | 28.8 |
| 36 S | 1 W | WM | 23 | SW NE | 18.4 |
| 36 S | 1 W | WM | 23 | SE NE | 9.7 |
| 36 S | 1 W | WM | 23 | NW NW | 11.1 |
| 36 S | 1 W | WM | 23 | SW NW | 19.3 |
| 36 S | 1 W | WM | 23 | SE NW | 20.7 |
| 36 S | 1 W | WM | 23 | NE SW | 7.0 |
| 36 S | 1 W | WM | 23 | NE SE | 32.6 |
| 36 S | 1 W | WM | 23 | NW SE | 28.0 |
| 36 S | 1 W | WM | 24 | NE NE | 28.2 |
| 36 S | 1 W | WM | 24 | NW NE | 1.7 |
| 36 S | 1 W | WM | 24 | SW NE | 0.2 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 24 | SE NE | 18.6 |
| 36 S | 1 W | WM | 24 | NW SW | 15.9 |
| 36 S | 1 W | WM | 27 | NW NE | 7.4 |
| 36 S | 1 W | WM | 27 | NE NW | 26.2 |
| 36 S | 1 W | WM | 27 | NW NW | 27.6 |
| 36 S | 1 W | WM | 27 | SW NW | 33.0 |
| 36 S | 1 W | WM | 27 | NW SW | 20.1 |
| 36 S | 1 W | WM | 28 | NE NE | 13.6 |
| 36 S | 1 W | WM | 28 | NW NE | 4.6 |
| 36 S | 1 W | WM | 28 | SE NE | 6.5 |
| 36 S | 1 W | WM | 28 | SW NW | 16.5 |
| 36 S | 1 W | WM | 28 | SE NW | 21.2 |
| 36 S | 1 W | WM | 28 | SW SW | 32.8 |
| 36 S | 1 W | WM | 28 | SE SW | 28.5 |
| 36 S | 1 W | WM | 28 | NE SE | 12.2 |
| 36 S | 1 W | WM | 28 | NW SE | 1.9 |
| 36 S | 1 W | WM | 28 | SW SE | 26.8 |
| 36 S | 1 W | WM | 28 | SE SE | 24.9 |
| 36 S | 1 W | WM | 29 | NE NE | 2.3 |
| 36 S | 1 W | WM | 29 | NW NE | 3.1 |
| 36 S | 1 W | WM | 29 | SW NE | 21.6 |
| 36 S | 1 W | WM | 29 | SE NE | 17.0 |
| 36 S | 1 W | WM | 29 | NE NW | 29.1 |
| 36 S | 1 W | WM | 29 | NW NW | 13.9 |
| 36 S | 1 W | WM | 29 | SW NW | 10.1 |
| 36 S | 1 W | WM | 29 | SE NW | 9.2 |
| 36 S | 1 W | WM | 29 | NE SW | 36.1 |
| 36 S | 1 W | WM | 29 | NW SW | 30.3 |
| 36 S | 1 W | WM | 29 | SW SW | 24.9 |
| 36 S | 1 W | WM | 29 | SE SW | 39.6 |
| 36 S | 1 W | WM | 29 | NE SE | 1.2 |
| 36 S | 1 W | WM | 29 | NW SE | 4.5 |
| 36 S | 1 W | WM | 29 | SW SE | 38.9 |
| 36 S | 1 W | WM | 29 | SE SE | 31.6 |
| 36 S | 1 W | WM | 30 | NE NE | 20.3 |
| 36 S | 1 W | WM | 30 | NW NE | 33.1 |
| 36 S | 1 W | WM | 30 | SW NE | 20.3 |
| 36 S | 1 W | WM | 30 | NE NW | 18.1 |
| 36 S | 1 W | WM | 30 | NW NW | 25.8 |
| 36 S | 1 W | WM | 30 | SW NW | 10.0 |
| 36 S | 1 W | WM | 30 | SE NW | 22.7 |
| 36 S | 1 W | WM | 30 | NE SW | 14.1 |
| 36 S | 1 W | WM | 30 | NW SW | 30.8 |
| 36 S | 1 W | WM | 30 | SW SW | 39.7 |
| 36 S | 1 W | WM | 30 | SE SW | 39.1 |
| 36 S | 1 W | WM | 30 | NW SE | 12.5 |
| 36 S | 1 W | WM | 30 | SW SE | 27.9 |
| 36 S | 1 W | WM | 30 | SE SE | 10.0 |
| 36 S | 1 W | WM | 31 | NW NE | 1.4 |
| 36 S | 1 W | WM | 31 | NW NW | 4.9 |
| 36 S | 1 W | WM | 31 | SE NW | 4.5 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 31 | NE SW | 17.8 |
| 36 S | 1 W | WM | 31 | NW SW | 5.9 |
| 36 S | 1 W | WM | 31 | SW SW | 7.0 |
| 36 S | 1 W | WM | 31 | SE SW | 29.9 |
| 36 S | 1 W | WM | 31 | NW SE | 15.5 |
| 36 S | 1 W | WM | 32 | NE NE | 37.7 |
| 36 S | 1 W | WM | 32 | NW NE | 39.8 |
| 36 S | 1 W | WM | 32 | SW NE | 39.6 |
| 36 S | 1 W | WM | 32 | SE NE | 29.7 |
| 36 S | 1 W | WM | 32 | NE NW | 38.1 |
| 36 S | 1 W | WM | 32 | NW NW | 27.9 |
| 36 S | 1 W | WM | 32 | SW NW | 25.5 |
| 36 S | 1 W | WM | 32 | SE NW | 39.9 |
| 36 S | 1 W | WM | 32 | NE SW | 19.5 |
| 36 S | 1 W | WM | 32 | NW SW | 3.9 |
| 36 S | 1 W | WM | 32 | SW SW | 4.4 |
| 36 S | 1 W | WM | 32 | SE SW | 36.3 |
| 36 S | 1 W | WM | 32 | NE SE | 11.1 |
| 36 S | 1 W | WM | 32 | NW SE | 11.7 |
| 36 S | 1 W | WM | 32 | SW SE | 28.4 |
| 36 S | 1 W | WM | 32 | SE SE | 37.6 |
| 36 S | 1 W | WM | 33 | NE NE | 11.6 |
| 36 S | 1 W | WM | 33 | NW NE | 38.3 |
| 36 S | 1 W | WM | 33 | SW NE | 36.7 |
| 36 S | 1 W | WM | 33 | SE NE | 0.8 |
| 36 S | 1 W | WM | 33 | NE NW | 38.0 |
| 36 S | 1 W | WM | 33 | NW NW | 37.9 |
| 36 S | 1 W | WM | 33 | SW NW | 22.6 |
| 36 S | 1 W | WM | 33 | SE NW | 38.3 |
| 36 S | 1 W | WM | 33 | NE SW | 36.9 |
| 36 S | 1 W | WM | 33 | NW SW | 36.3 |
| 36 S | 1 W | WM | 33 | SW SW | 38.7 |
| 36 S | 1 W | WM | 33 | SE SW | 37.9 |
| 36 S | 1 W | WM | 33 | NW SE | 23.3 |
| 36 S | 1 W | WM | 33 | SW SE | 1.2 |
| 36 S | 1 W | WM | 36 | NE NE | 12.8 |
| 36 S | 1 W | WM | 36 | SE NE | 15.0 |
| 36 S | 1 W | WM | 36 | NE SE | 7.8 |
| 36 S | 1 W | WM | 36 | NW SE | 0.8 |
| 36 S | 1 W | WM | 36 | SW SE | 9.4 |
| 36 S | 1 W | WM | 36 | SE SE | 8.4 |
| 36 S | 2 W | WM | 13 | NE NE | 18.5 |
| 36 S | 2 W | WM | 21 | SW NE | 9.6 |
| 36 S | 2 W | WM | 21 | SE NE | 1.9 |
| 36 S | 2 W | WM | 21 | NE NW | 2.5 |
| 36 S | 2 W | WM | 21 | SE NW | 15.3 |
| 36 S | 2 W | WM | 21 | NE SW | 36.5 |
| 36 S | 2 W | WM | 21 | NW SW | 22.4 |
| 36 S | 2 W | WM | 21 | SE SW | 15.9 |
| 36 S | 2 W | WM | 21 | NW SE | 7.7 |
| 36 S | 2 W | WM | 21 | SW SE | 13.8 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 21 | SE SE | 6.4 |
| 36 S | 2 W | WM | 22 | SW SW | 13.4 |
| 36 S | 2 W | WM | 23 | NW SE | 29.1 |
| 36 S | 2 W | WM | 23 | SW SE | 19.9 |
| 36 S | 2 W | WM | 23 | SE SE | 35.9 |
| 36 S | 2 W | WM | 25 | NE NE | 25.1 |
| 36 S | 2 W | WM | 25 | SW NE | 0.1 |
| 36 S | 2 W | WM | 25 | SE NE | 35.7 |
| 36 S | 2 W | WM | 25 | NE NW | 20.0 |
| 36 S | 2 W | WM | 25 | NW NW | 26.3 |
| 36 S | 2 W | WM | 25 | NE SE | 28.0 |
| 36 S | 2 W | WM | 25 | NW SE | 5.0 |
| 36 S | 2 W | WM | 25 | SW SE | 14.6 |
| 36 S | 2 W | WM | 25 | SE SE | 26.5 |
| 36 S | 2 W | WM | 26 | NW NE | 31.5 |
| 36 S | 2 W | WM | 26 | NE NW | 0.7 |
| 36 S | 2 W | WM | 26 | NE SW | 15.1 |
| 36 S | 2 W | WM | 26 | NW SW | 1.2 |
| 36 S | 2 W | WM | 26 | SW SW | 5.0 |
| 36 S | 2 W | WM | 26 | SE SW | 2.2 |
| 36 S | 2 W | WM | 26 | NW SE | 7.9 |
| 36 S | 2 W | WM | 26 | SW SE | 20.4 |
| 36 S | 2 W | WM | 26 | SE SE | 4.5 |
| 36 S | 2 W | WM | 27 | NE NE | 5.0 |
| 36 S | 2 W | WM | 27 | NW NE | 2.0 |
| 36 S | 2 W | WM | 27 | SW NE | 25.5 |
| 36 S | 2 W | WM | 27 | NW NW | 24.3 |
| 36 S | 2 W | WM | 27 | SW NW | 25.3 |
| 36 S | 2 W | WM | 27 | SE NW | 26.7 |
| 36 S | 2 W | WM | 27 | NE SW | 29.3 |
| 36 S | 2 W | WM | 27 | NW SW | 10.0 |
| 36 S | 2 W | WM | 27 | NE SE | 0.7 |
| 36 S | 2 W | WM | 27 | NW SE | 4.3 |
| 36 S | 2 W | WM | 27 | SW SE | 19.8 |
| 36 S | 2 W | WM | 27 | SE SE | 6.3 |
| 36 S | 2 W | WM | 28 | NE NE | 26.7 |
| 36 S | 2 W | WM | 28 | NW NE | 6.8 |
| 36 S | 2 W | WM | 28 | SW NE | 17.1 |
| 36 S | 2 W | WM | 28 | SE NE | 21.9 |
| 36 S | 2 W | WM | 28 | NE NW | 9.9 |
| 36 S | 2 W | WM | 28 | NW NW | 2.1 |
| 36 S | 2 W | WM | 28 | SW NW | 1.4 |
| 36 S | 2 W | WM | 28 | SE NW | 25.9 |
| 36 S | 2 W | WM | 28 | NW SW | 5.4 |
| 36 S | 2 W | WM | 28 | SW SW | 21.8 |
| 36 S | 2 W | WM | 28 | SE SW | 17.3 |
| 36 S | 2 W | WM | 28 | NE SE | 0.6 |
| 36 S | 2 W | WM | 28 | NW SE | 3.4 |
| 36 S | 2 W | WM | 28 | SW SE | 4.7 |
| 36 S | 2 W | WM | 31 | NE SE | 12.2 |
| 36 S | 2 W | WM | 31 | SE SE | 1.8 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 32 | NE NE | 1.5 |
| 36 S | 2 W | WM | 32 | SW NE | 8.9 |
| 36 S | 2 W | WM | 32 | SE NE | 23.6 |
| 36 S | 2 W | WM | 32 | SE NW | 16.5 |
| 36 S | 2 W | WM | 32 | NE SW | 35.4 |
| 36 S | 2 W | WM | 32 | NW SW | 38.4 |
| 36 S | 2 W | WM | 32 | SW SW | 27.1 |
| 36 S | 2 W | WM | 32 | SE SW | 38.7 |
| 36 S | 2 W | WM | 32 | NE SE | 40.0 |
| 36 S | 2 W | WM | 32 | NW SE | 39.5 |
| 36 S | 2 W | WM | 32 | SW SE | 32.8 |
| 36 S | 2 W | WM | 32 | SE SE | 31.0 |
| 36 S | 2 W | WM | 33 | NE NE | 12.7 |
| 36 S | 2 W | WM | 33 | NW NE | 19.6 |
| 36 S | 2 W | WM | 33 | SW NE | 31.2 |
| 36 S | 2 W | WM | 33 | SE NE | 32.8 |
| 36 S | 2 W | WM | 33 | NE NW | 24.7 |
| 36 S | 2 W | WM | 33 | NW NW | 34.1 |
| 36 S | 2 W | WM | 33 | SW NW | 37.7 |
| 36 S | 2 W | WM | 33 | SE NW | 39.7 |
| 36 S | 2 W | WM | 33 | NE SW | 37.7 |
| 36 S | 2 W | WM | 33 | NW SW | 35.4 |
| 36 S | 2 W | WM | 33 | SW SW | 32.3 |
| 36 S | 2 W | WM | 33 | SE SW | 32.4 |
| 36 S | 2 W | WM | 33 | NE SE | 32.0 |
| 36 S | 2 W | WM | 33 | NW SE | 30.4 |
| 36 S | 2 W | WM | 33 | SW SE | 33.3 |
| 36 S | 2 W | WM | 33 | SE SE | 22.3 |
| 36 S | 2 W | WM | 34 | NE NE | 18.0 |
| 36 S | 2 W | WM | 34 | NW NE | 32.0 |
| 36 S | 2 W | WM | 34 | SW NE | 40.0 |
| 36 S | 2 W | WM | 34 | SE NE | 40.0 |
| 36 S | 2 W | WM | 34 | NE NW | 29.2 |
| 36 S | 2 W | WM | 34 | NW NW | 16.5 |
| 36 S | 2 W | WM | 34 | SW NW | 5.5 |
| 36 S | 2 W | WM | 34 | SE NW | 26.6 |
| 36 S | 2 W | WM | 34 | NE SW | 20.9 |
| 36 S | 2 W | WM | 34 | SW SW | 20.4 |
| 36 S | 2 W | WM | 34 | SE SW | 25.3 |
| 36 S | 2 W | WM | 34 | NE SE | 24.5 |
| 36 S | 2 W | WM | 34 | NW SE | 5.1 |
| 36 S | 2 W | WM | 34 | SW SE | 0.2 |
| 36 S | 2 W | WM | 34 | SE SE | 9.9 |
| 36 S | 2 W | WM | 35 | NE NE | 17.7 |
| 36 S | 2 W | WM | 35 | SW NE | 6.0 |
| 36 S | 2 W | WM | 35 | SE NE | 8.5 |
| 36 S | 2 W | WM | 35 | NE NW | 17.9 |
| 36 S | 2 W | WM | 35 | NW NW | 35.4 |
| 36 S | 2 W | WM | 35 | SW NW | 38.2 |
| 36 S | 2 W | WM | 35 | SE NW | 27.4 |
| 36 S | 2 W | WM | 35 | NE SW | 33.0 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 35 | NW SW | 39.0 |
| 36 S | 2 W | WM | 35 | SW SW | 17.2 |
| 36 S | 2 W | WM | 35 | SE SW | 23.3 |
| 36 S | 2 W | WM | 35 | NE SE | 15.6 |
| 36 S | 2 W | WM | 35 | NW SE | 37.4 |
| 36 S | 2 W | WM | 35 | SW SE | 22.5 |
| 36 S | 2 W | WM | 35 | SE SE | 31.0 |
| 36 S | 2 W | WM | 36 | NW NE | 2.0 |
| 36 S | 2 W | WM | 36 | SW NE | 19.4 |
| 36 S | 2 W | WM | 36 | NE NW | 6.7 |
| 36 S | 2 W | WM | 36 | NW NW | 4.7 |
| 36 S | 2 W | WM | 36 | SW NW | 6.0 |
| 36 S | 2 W | WM | 36 | SE NW | 12.7 |
| 36 S | 2 W | WM | 36 | NW SW | 6.1 |
| 36 S | 2 W | WM | 36 | SE SW | 3.7 |
| 36 S | 2 W | WM | 36 | NE SE | 30.7 |
| 36 S | 2 W | WM | 36 | NW SE | 12.7 |
| 36 S | 2 W | WM | 36 | SW SE | 11.8 |
| 36 S | 2 W | WM | 36 | SE SE | 10.5 |
| 37 S | 1 W | WM | 4 | NE NW | 25.9 |
| 37 S | 1 W | WM | 4 | NW NW | 36.0 |
| 37 S | 1 W | WM | 4 | SW NW | 31.3 |
| 37 S | 1 W | WM | 4 | SE NW | 5.5 |
| 37 S | 1 W | WM | 5 | NE NE | 37.9 |
| 37 S | 1 W | WM | 5 | NW NE | 37.9 |
| 37 S | 1 W | WM | 5 | SW NE | 27.6 |
| 37 S | 1 W | WM | 5 | SE NE | 36.2 |
| 37 S | 1 W | WM | 5 | NE NW | 38.8 |
| 37 S | 1 W | WM | 5 | NW NW | 19.9 |
| 37 S | 1 W | WM | 5 | SW NW | 2.2 |
| 37 S | 1 W | WM | 5 | NW SW | 4.8 |
| 37 S | 1 W | WM | 5 | SW SW | 4.9 |
| 37 S | 1 W | WM | 5 | NE SE | 2.1 |
| 37 S | 1 W | WM | 6 | NE NE | 31.7 |
| 37 S | 1 W | WM | 6 | NW NE | 21.5 |
| 37 S | 1 W | WM | 6 | NE NW | 6.6 |
| 37 S | 1 W | WM | 6 | NW NW | 4.2 |
| 37 S | 1 W | WM | 6 | SW NW | 34.1 |
| 37 S | 1 W | WM | 6 | SE NW | 29.6 |
| 37 S | 1 W | WM | 6 | NW SW | 14.7 |
| 37 S | 1 W | WM | 8 | NW NW | 9.2 |
| 37 S | 1 W | WM | 18 | NE NE | 0.5 |
| 37 S | 1 W | WM | 18 | SW NE | 27.0 |
| 37 S | 1 W | WM | 18 | SE NE | 4.0 |
| 37 S | 1 W | WM | 18 | NW NW | 2.5 |
| 37 S | 1 W | WM | 18 | NW SW | 6.1 |
| 37 S | 1 W | WM | 18 | SE SW | 8.1 |
| 37 S | 1 W | WM | 18 | NE SE | 1.4 |
| 37 S | 1 W | WM | 18 | NW SE | 10.5 |
| 37 S | 1 W | WM | 18 | SW SE | 1.1 |
| 37 S | 2 W | WM | 1 | SW NE | 9.6 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 1 | NE NW | 6.0 |
| 37 S | 2 W | WM | 1 | NW NW | 12.8 |
| 37 S | 2 W | WM | 1 | SW NW | 1.3 |
| 37 S | 2 W | WM | 1 | SE NW | 2.6 |
| 37 S | 2 W | WM | 1 | NE SW | 18.4 |
| 37 S | 2 W | WM | 1 | NW SW | 22.6 |
| 37 S | 2 W | WM | 1 | SW SW | 20.3 |
| 37 S | 2 W | WM | 1 | SE SW | 29.4 |
| 37 S | 2 W | WM | 1 | NW SE | 7.6 |
| 37 S | 2 W | WM | 1 | SW SE | 2.1 |
| 37 S | 2 W | WM | 2 | NE NE | 28.1 |
| 37 S | 2 W | WM | 2 | NW NE | 4.8 |
| 37 S | 2 W | WM | 2 | SW NE | 3.5 |
| 37 S | 2 W | WM | 2 | SE NE | 32.5 |
| 37 S | 2 W | WM | 2 | NE SW | 5.1 |
| 37 S | 2 W | WM | 2 | NW SW | 1.5 |
| 37 S | 2 W | WM | 2 | NE SE | 19.4 |
| 37 S | 2 W | WM | 2 | NW SE | 8.2 |
| 37 S | 2 W | WM | 2 | SE SE | 2.4 |
| 37 S | 2 W | WM | 3 | NW NE | 9.3 |
| 37 S | 2 W | WM | 3 | SW NE | 0.9 |
| 37 S | 2 W | WM | 3 | NE NW | 2.6 |
| 37 S | 2 W | WM | 3 | NW NW | 9.0 |
| 37 S | 2 W | WM | 3 | SW NW | 36.4 |
| 37 S | 2 W | WM | 3 | SE NW | 14.5 |
| 37 S | 2 W | WM | 3 | NE SW | 16.0 |
| 37 S | 2 W | WM | 3 | NW SW | 37.0 |
| 37 S | 2 W | WM | 3 | SW SW | 16.8 |
| 37 S | 2 W | WM | 3 | SE SW | 37.1 |
| 37 S | 2 W | WM | 3 | NW SE | 16.7 |
| 37 S | 2 W | WM | 3 | SW SE | 12.0 |
| 37 S | 2 W | WM | 4 | NE NE | 32.9 |
| 37 S | 2 W | WM | 4 | NW NE | 39.5 |
| 37 S | 2 W | WM | 4 | SW NE | 39.9 |
| 37 S | 2 W | WM | 4 | SE NE | 32.0 |
| 37 S | 2 W | WM | 4 | NE NW | 39.0 |
| 37 S | 2 W | WM | 4 | NW NW | 34.6 |
| 37 S | 2 W | WM | 4 | SW NW | 39.1 |
| 37 S | 2 W | WM | 4 | SE NW | 39.8 |
| 37 S | 2 W | WM | 4 | NE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NW SW | 40.0 |
| 37 S | 2 W | WM | 4 | SW SW | 38.0 |
| 37 S | 2 W | WM | 4 | SE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NE SE | 38.4 |
| 37 S | 2 W | WM | 4 | NW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SE SE | 38.9 |
| 37 S | 2 W | WM | 5 | NE NE | 40.0 |
| 37 S | 2 W | WM | 5 | NW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SE NE | 40.0 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 5 | NE NW | 23.0 |
| 37 S | 2 W | WM | 5 | NW NW | 11.0 |
| 37 S | 2 W | WM | 5 | SW NW | 5.8 |
| 37 S | 2 W | WM | 5 | SE NW | 35.7 |
| 37 S | 2 W | WM | 5 | NE SW | 2.0 |
| 37 S | 2 W | WM | 5 | NE SE | 39.5 |
| 37 S | 2 W | WM | 5 | NW SE | 22.5 |
| 37 S | 2 W | WM | 5 | SE SE | 14.1 |
| 37 S | 2 W | WM | 9 | NE NE | 33.8 |
| 37 S | 2 W | WM | 9 | NW NE | 34.7 |
| 37 S | 2 W | WM | 9 | SW NE | 38.3 |
| 37 S | 2 W | WM | 9 | SE NE | 34.1 |
| 37 S | 2 W | WM | 9 | NE NW | 38.0 |
| 37 S | 2 W | WM | 9 | NW NW | 16.3 |
| 37 S | 2 W | WM | 9 | SW NW | 5.8 |
| 37 S | 2 W | WM | 9 | SE NW | 38.1 |
| 37 S | 2 W | WM | 9 | NE SW | 1.5 |
| 37 S | 2 W | WM | 9 | NE SE | 28.4 |
| 37 S | 2 W | WM | 9 | NW SE | 13.7 |
| 37 S | 2 W | WM | 9 | SW SE | 2.2 |
| 37 S | 2 W | WM | 9 | SE SE | 36.0 |
| 37 S | 2 W | WM | 10 | NW NE | 8.2 |
| 37 S | 2 W | WM | 10 | SW NE | 2.1 |
| 37 S | 2 W | WM | 10 | NE NW | 6.5 |
| 37 S | 2 W | WM | 10 | NW NW | 31.5 |
| 37 S | 2 W | WM | 10 | SW NW | 17.0 |
| 37 S | 2 W | WM | 10 | SE NW | 0.5 |
| 37 S | 2 W | WM | 10 | NE SW | 2.9 |
| 37 S | 2 W | WM | 10 | NW SW | 16.6 |
| 37 S | 2 W | WM | 10 | SW SW | 33.4 |
| 37 S | 2 W | WM | 10 | SE SW | 25.2 |
| 37 S | 2 W | WM | 10 | NE SE | 2.9 |
| 37 S | 2 W | WM | 10 | NW SE | 8.9 |
| 37 S | 2 W | WM | 10 | SW SE | 29.6 |
| 37 S | 2 W | WM | 10 | SE SE | 29.1 |
| 37 S | 2 W | WM | 11 | SW SW | 24.2 |
| 37 S | 2 W | WM | 11 | SE SE | 1.5 |
| 37 S | 2 W | WM | 12 | NW NE | 1.6 |
| 37 S | 2 W | WM | 12 | SW NE | 3.7 |
| 37 S | 2 W | WM | 12 | SE NE | 5.6 |
| 37 S | 2 W | WM | 12 | NE NW | 30.6 |
| 37 S | 2 W | WM | 12 | NW NW | 10.3 |
| 37 S | 2 W | WM | 12 | SE NW | 6.4 |
| 37 S | 2 W | WM | 12 | SW SW | 5.7 |
| 37 S | 2 W | WM | 12 | NE SE | 20.3 |
| 37 S | 2 W | WM | 12 | NW SE | 25.5 |
| 37 S | 2 W | WM | 12 | SW SE | 3.2 |
| 37 S | 2 W | WM | 12 | SE SE | 0.2 |
| 37 S | 2 W | WM | 13 | NE NW | 7.7 |
| 37 S | 2 W | WM | 13 | NW NW | 9.6 |
| 37 S | 2 W | WM | 13 | SW NW | 7.0 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 13 | SE NW | 11.8 |
| 37 S | 2 W | WM | 13 | NE SW | 2.1 |
| 37 S | 2 W | WM | 13 | NW SW | 5.2 |
| 37 S | 2 W | WM | 13 | SE SW | 0.1 |
| 37 S | 2 W | WM | 13 | NE SE | 2.8 |
| 37 S | 2 W | WM | 13 | SE SE | 0.1 |
| 37 S | 2 W | WM | 14 | NE NE | 0.6 |
| 37 S | 2 W | WM | 14 | SE NE | 0.2 |
| 37 S | 2 W | WM | 14 | NE NW | 2.3 |
| 37 S | 2 W | WM | 14 | NW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SE NW | 22.0 |
| 37 S | 2 W | WM | 14 | NE SW | 34.7 |
| 37 S | 2 W | WM | 14 | NW SW | 40.0 |
| 37 S | 2 W | WM | 14 | SW SW | 23.6 |
| 37 S | 2 W | WM | 14 | SE SW | 25.8 |
| 37 S | 2 W | WM | 14 | NW SE | 9.7 |
| 37 S | 2 W | WM | 14 | SW SE | 1.6 |
| 37 S | 2 W | WM | 15 | NE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NE NW | 39.0 |
| 37 S | 2 W | WM | 15 | NW NW | 37.5 |
| 37 S | 2 W | WM | 15 | SW NW | 7.9 |
| 37 S | 2 W | WM | 15 | SE NW | 31.7 |
| 37 S | 2 W | WM | 15 | NE SE | 39.5 |
| 37 S | 2 W | WM | 15 | NW SE | 17.4 |
| 37 S | 2 W | WM | 15 | SE SE | 10.2 |
| 37 S | 2 W | WM | 16 | NE NE | 15.2 |
| 37 S | 2 W | WM | 23 | NE NW | 2.6 |
| 37 S | 2 W | WM | 23 | NW NW | 1.7 |
| 37 S | 2 W | WM | 24 | NW NE | 0.3 |

This certificate describes that portion of the water right confirmed by Certificate 80574, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUN 2 9 2009, approving Transfer Application 10465.

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. The use confirmed herein may be made only attimes when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed JUN 2 9 2009.

Phillip C. Ward, Director

## Water Right Transfer Checklist

Transfer T-10465 Transfer Specialist: SW Region Drawer

Transfer Type: Regular

Applicant Name/Address: Rogue River Valley Irrigation District, 3139 Merriman Rd, Medford, OR 97501

Agent Name/Address: Steve Shropshire, PO Box 230669, Portland, OR 97281

CWRE Name/Number: Herbert Farber

Rec Landowner Name/Address: City of Central Point, 140 S Third Central Point OR 97502

Irr. District Name/Address: Medford Irrigation District, 1340 Meyers Lane, Medford, OR 97501

Affected Gov'ts Name/Address: _____

Commentors: Name/Address: CLO: Big Boys Development LLC, PO Box 1004 Shady Cove OR 97539

**Water Rights Affected**

| Records Marked | Records Copied | App File No. or Decree Name | Permit No. | Certificate No. | RR/CR Needed | RR/CR Nos. |
|---|---|---|---|---|---|---|
| ☒ | ☒ | Little Butte Creek Decree | | 80566 | ☒ Yes ☐ No | 85286 |
| ☒ | ☒ | " " " " | | 80567 | ☒ Yes ☐ No | 85287 |
| ☒ | ☒ | E 194 | E-19 | 80569 | ☒ Yes ☐ No | 85288 |
| ☒ | ☒ | S 589 | S 407 | 80571 | ☒ Yes ☐ No | 85289 |
| ☒ | ☒ | S 3036 | S 1705 | 80574 | ☒ Yes ☐ No | 85316 |
| ~~☒~~ | ~~☒~~ | ~~S 29701~~ | | ~~80576~~ | ~~☐ Yes ☐ No~~ | |

**Key Dates & Initial Actions**

| | | |
|---|---|---|
| Rec'd: 09/27/2007 | Proposed Action(s): POU POD HST APOD USE OTHER: USE/POU/APOD | |
| Fees Pd: 2400.00 | WM District: 13 | ODFW District: Jay Doino |
| Initial Notice: 10/16/07 | WM Review sent: 10/10/07 | ODFW Review sent: 10/10/07 |
| Acknowledgement Letter Sent ☒ | | GW Review sent: NONE |

**Processing Dates & Actions**

Deficiency Contacts: ~~2/26/08~~

DPD Mailed: _____

☐ ODFW contact sheet sent with DPD, or ☐ N/A

PD Mailed: _____

PD Weekly Notice: _____

Newspaper Pub Affid Due: _____

☐ not required

Affid of Pub Rec'd: _____

Last Day Published: _____

Affidavit Reminder Sent: _____

Reminder Deadline: _____

**Preliminary Determination**

- ☐ Electronic Files uploaded
- ☐ PD Cover letter
- ☐ PD Notice
- ☐ File Assigned/ ModPod updated
- ☐ Preliminary Determination
- ☐ Fee Refund Due
- ☐ Remaining Rights

| DPD Review (Optional) | PD Review (Salem) | Final Order Review (Salem) |
|---|---|---|
| Reviewer: _____ | Reviewer: PKS | Reviewer: PKS |
| Date: _____ | Date: 4/29/09 | Date: _____ |
| Coordinator: _____ | Coordinator: _____ | Coordinator: _____ |
| Date: _____ | Date: _____ | Date: _____ |

Comments/Special Issues: Reimbursement Authority APOD, POU, USE - Change IR and IS to Muni (Central Point) w/ special enlargement prevention conditions and proof conditions.

Special Order Volume: Vol 78 Pages 275 Final Order Signature Date: JUN 29 2009

Notice of FO email'd to processors Dorothy Kelly

**Review Checklist** **T-10465** **Processor: SW Region Drawer**

**Application**

- ☐ The type of change is clearly indicated.
- ☐ The application is appropriately signed.
- ☐ Appropriate fees were paid. ☐ If overpayment, Refund Request to be sent with FO
- ☐ Land use form matches affected tax lots and is signed by proper official. *(from ALL affected Govt's)*
- ☐ Ditch company, district and/or BOR, sent a copy of the application and map, if appropriate.
- ☐ All required attachments received.

**Water right subject to transfer**

- ☐ Certificated right or Proof accepted "to the satisfaction...."
- ☐ The right been exercised according to terms & conditions of certificate.
- ☐ Delivery system has the capacity to fully divert the rate/duty of the right.
- ☐ No information in record that suggests forfeiture.
- ☐ No conflicts identified on the plat cards and plat card reports printed.
- ☐ Affidavits prepared for rights that need to be canceled or diminished.

**Application Map**

- ☐ The map has an original CWRE signature.
- ☐ The map size and scale accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- ☐ All authorized and proposed POD's/POA's and POU's shown and clearly labeled.
- ☐ Metes and bounds for the POD's/POA's are properly described on the map.
- ☐ The POD/POA dimensions & ¼ ¼ on map match the transfer application and certificate descriptions.
- ☐ Map acres match the tabulation on the certificate.
- ☐ Have final proof maps/decree maps for the rights. ☐ Application map matches certificate FPS.
- ☐ Have necessary aerial photos.

**Determining the "From" and "To" Lands *(make working copy of application and certificates to mark on)***

- ☐ O*nly* the authorized POD's/POA's and POUs to be transferred are listed.
- ☐ Application & certificate tabulations match. *(Mark on appl. and cert. copies and note corrections needed)*
- ☐ Marked on certificate the acreage being transferred, cancelled and remaining by ¼ ¼.

**Ownership**

- ☐ The deed/ROLI matches the ***"from"*** lands. (Don't need to check "to" lands.)
- ☐ Have current tax lot map. *(If transfer application is several years old, contact assessor's office)*
- ☐ The applicant is the owner of the "from" lands.
- ☐ ***All*** owners on the deed/ROLI have signed the application.
- ☐ If necessary, there is a notarized, signed statement of consent from landowners other than applicant.
- ☐ If necessary, there is a copy of written notification to each lien holder identified on ROLI.
- ☐ Agent has authorization to make decisions.

**Evaluation (materials needed for peer reviewer in bold)**

☐ **application** complete ☐ **map** ☐ **FPS** ☐ evidence of use ☐ land-use form
☐ deed/ROLI ☐ **certificate** ☐ fees paid ☐ well logs ☐ **plat card**
☐ **audit** ☐ **dpd**

Reviews/comments/conditions received? ☐ Watermaster ☐ ODFW ☐ GW

Headgate ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintain
Measuring Devices ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintain
Fish Screen Devices ☐

Injury: Y N Enlargement: Y N

Conditions to avoid enlargement/injury –

**Notice of Preliminary Determination for Water Right Transfer T-10465**

T -10465 filed by Rogue River Valley Irrigation District, 3139 Merriman Road, Medford, Oregon 97501, proposes an additional point of diversion and a change in place of use and a change in character of use under Certificate 80566, 80567, 80569, 80571, and 80574. Certificate 80566 allows the use of 0.11 cubic foot per second (cfs) (priority date September 14, 1899) from the North and South Forks of Little Butte Creek in Sects. 20 and 29, T 36 S, R 2 E, W.M. for irrigation in Sec. 5, T 37 S, R 1 W, W.M. Certificate 80567 allows the use of 0.11 cfs (priority date September 14, 1899) from the North and South Forks of Little Butte Creek in Sects. 20 and 29, T 36 S, R 2 E, W.M. for irrigation in Sec. 5, T 37 S, R 1 W, W.M. Certificate 80569 allows the use of 0.66 cfs (priority date July 23, 1909) from the North and South Forks of Little Butte Creek in Sects. 20 and 29, T 36 S, R 2 E, W.M. for irrigation and supplemental irrigation in Sec. 5, T 37 S, R 1 W, W.M. Certificate 80571 allows the use of 0.66 cfs (priority date March 31, 1910) from Fourmile Lake, Cascade Canal, and Fish Lake Reservoir in Sec. 9 T 36 S, R 5 E, W.M., Sec. 4, T 36 S, R 4 E, W.M., Sec. 20, T 36 S, R 2 E, W.M., and Sec. 8, T 36 S, R 1 E, W.M. for supplemental irrigation in Sec. 5, T 37 S, R 1 W, W.M. Certificate 80574 allows the use of 0.66 cfs (priority date June 24, 1913) from Antelope Creek in Sec. 30, T 36 S, R 1 E, W.M. for supplemental irrigation in Sec. 5, T 37 S, R 1 W, W.M. The applicant proposes an additional point of diversion approximately 15 miles downstream (Sec. 13, T 36 S, R 2 W, W.M.) and to change the place of use to within the city limits of the City of Central Point and to change the character of use to municipal use. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may file, jointly or severally, with the Department a protest or standing statement within 30 days after the date of final publication of notice in the Department's weekly notice or of this newspaper notice, whichever is later. A protest form and additional information on filing protests may be obtained by calling (503) 986-0883. The last date of newspaper publication is May 28, 2009. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

May 14, 21, 28, 2009.

# Affidavit of Publication

State of Oregon, )
) ss.
County of Jackson )

I, Cheryl A.Curtis, being first duly sworn, depose and say that I am the Principal Clerk of Medford Mail Tribune and /or Daily Tidings newspaper of general circulation, printed and published Medford in the aforesaid county and state; that the

Notice Of Preliminary

a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for 3 INsertions in the following issues:
May 14,21,28,2009

Subscribed and sworn to before me this 12 day of June, 2009.

Notary public for Oregon

My Commission expires 30th day of September 2011.

OFFICIAL SEAL
RAYMOND R. KERR
NOTARY PUBLIC-OREGON
COMMISSION NO. 420258
MY COMMISSION EXPIRES SEPT. 30, 2011

RECEIVED
JUN 22 2009
WATER RESOURCES DEPT
SALEM, OREGON

Oregon
Theodore R. Kulongoski, Governor

**Water Resources Department**
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

May 1, 2009

Rogue River Valley Irrigation District
3139 Merriman Road
Medford, Oregon 97501

SUBJECT: Transfer Application T-10465

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve Transfer Application T-10465. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

A public notice is being published in the Department's weekly publication simultaneously with issuance of the Preliminary Determination. The notice initiates a 30-day period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision.

Because there is a change in character of use, the applicant is responsible for giving public notice of the transfer changes in a local newspaper having a general circulation in the area of the water right. The notice must be published at least once a week for three consecutive weeks. We have prepared the notice for you (enclosed). The deadline for individuals to file protests or standing statements is 30 days after the date of last publication. Please have the newspaper insert the date of last publication in the proper place.

After publication, the Department needs to receive an affidavit specifying the dates the notice was published. Please have the newspaper prepare and mail an original affidavit of publication to me at the address shown in the letterhead, by **June 15, 2009**.

If no protest is filed, the Department will issue a Final Order consistent with the Preliminary Determination. You should receive a copy of the Final Order about 30 days after the close of the protest period.

If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position in a quasi-judicial proceeding.

Please do not hesitate to contact me at if I may be of assistance.

Sincerely,

Sarah Henderson

for Kelly Starnes
Transfer Specialist
Field Services Division

RECEIVED
JUN 22 2009
WATER RESOURCES DEPT
SALEM, OREGON

cc: File T-10465
Larry Menteer, District 13 Watermaster
Justin Gericke, Jordan Schrader Ramis PC
Herbert Farber, CWRE #45
Naumes Properties LLC
City of Central Point

encs

Oregon
Theodore R. Kulongoski, Governor

**Water Resources Department**
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

May 1, 2009

Pd Noticed 5-5-09

Rogue River Valley Irrigation District
3139 Merriman Road
Medford, Oregon 97501

SUBJECT: Transfer Application T-10465

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve Transfer Application T-10465. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

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If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position in a quasi-judicial proceeding.

Please do not hesitate to contact me at if I may be of assistance.

Sincerely,

Sarah Henderson

for Kelly Starnes
Transfer Specialist
Field Services Division

cc: File T-10465
Larry Menteer, District 13 Watermaster
Justin Gericke, Jordan Schrader Ramis PC
Herbert Farber, CWRE #45
Naumes Properties LLC
City of Central Point

encs

**BEFORE THE WATER RESOURCES DEPARTMENT**
**OF THE**
**STATE OF OREGON**

| | | |
|---|---|---|
| In the Matter of Transfer Application T-10465, Jackson County | ) | PRELIMINARY DETERMINATION PROPOSING APPROVAL OF AN ADDITIONAL POINT OF DIVERSION, CHANGES IN PLACE OF USE, AND A CHANGE IN CHARACTER OF USE |

## Authority

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

Rogue River Valley Irrigation District
3139 Merriman Road
Medford, OR 97501

**Receiving Municipality**

City of Central Point
140 S. Third
Central Point, OR 97524

## Findings of Fact

### *Background*

1. On September 27, 2007, Rogue River Valley Irrigation District filed a transfer application for an additional point of diversion and to change the character of use and place of use for portions of Certificates 80566, 80567, 80569, 80571, 80574, and 80576. The Department assigned the application number T-10465.

2. On February 26, 2008, the Department requested additional information from the applicant.

3. On August 21, 2008, the applicant requested to remove Certificate 80576 from Transfer Application T-10465.

4. On September 16, 2008, the applicant submitted two revised transfer maps. A revised map showing the area of municipal coverage with corrected section numbers and a revised map of supplemental water rights (map 2 of 4) excluding Certificate 80567.

Pursuant to OAR 690-380-4030, any person may file a protest or standing statement within 30 days after the last date of publication of notice of this preliminary determination.

5. The portion of the first right to be transferred is as follows:

**Certificate:** 80566 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT confirmed by decree entered of record at Salem in the Order Record of the State Engineer in Volume 14, Page 498
**Use:** PRIMARY IRRIGATION OF 14.8 ACRES
**Priority Date:** SEPTEMBER 14, 1899
**Rate:** 0.11 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 14.8 |

6. The portion of the second right to be transferred is as follows:

**Certificate:** 80567 in the name in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT and MEDFORD IRRIGATION DISTRICT confirmed by decree entered of record at Salem in the Order Record of the Sate Engineer in Volume 14, Page 498
**Use:** PRIMARY IRRIGATION OF 15.2 ACRES
**Priority Date:** SEPTEMBER 14, 1899
**Rate:** 0.11 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | NE SW | 10.0 |
| 37 S | 1 W | WM | 5 | NW SW | 5.2 |
| | | | | Total | 15.2 |

7. The portion of the third right to be transferred is as follows:

**Certificate:** 80569 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit E-19.
**Use:** PRIMARY IRRIGATION OF 97.9 ACRES AND SUPPLEMENTAL IRRIGATION OF 30.0 ACRES
**Priority Date:** JULY 23, 1909
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| PRIMARY IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 18.0 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 16.1 |
| 37 S | 1 W | WM | 5 | NW SW | 26.1 |
| | | | | Total | 97.9 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 14.8 |
| 37 S | 1 W | WM | 5 | NE SW | 10.0 |
| 37 S | 1 W | WM | 5 | NW SW | 5.2 |
| | | | | Total | 30.0 |

8. The portion of the fourth right to be transferred is as follows:

**Certificate:** 80571 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit S-407.
**Use:** SUPPLEMENTAL IRRIGATION OF 127.9 ACRES
**Priority Date:** MARCH 31, 1910
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Sources:** FOURMILE LAKE RESERVOIR, within the KLAMATH RIVER BASIN; and water draining or flowing into the CASCADE CANAL; and FISH LAKE RESERVOIR; within the ROGUE RIVER BASIN

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 5 E | WM | 9 | SW NW | FOURMILE LAKE DAM - 3600 FEET NORTH AND 4200 FEET EAST FROM THE SW CORNER OF SECTION 9 |
| 37 S | 4 E | WM | 4 | SE SE | FISH LAKE DAM - 4000 FEET SOUTH AND 600 FEET EAST FROM THE NE CORNER OF SECTION 4 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |

**Authorized Place of Use:**

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 32.8 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 26.1 |
| 37 S | 1 W | WM | 5 | NW SW | 31.3 |
| | | | | Total | 127.9 |

9. There is an apparent scrivener's error in two of the point of diversion descriptions in Certificate 80571 (described in Finding of Fact No. 9 above). The Fourmile Lake Dam point of diversion (POD) description should give the coordinates from the *SE* Corner of Section 9, not the *SW* Corner as currently described in Certificate 80571. Additionally, the Fish Lake Dam POD description states "600 feet *East* from NE corner", this should be "600 feet *West* from NE corner". Corrections to the POD coordinates are based on the maps and correspondence from the applicant and confirmation from an aerial photo and other maps of the area. The authorized points of diversion under the right evidenced by Certificate 80571 should be described as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |
| 36 S | 5 E | WM | 9 | SW NW | FOURMILE LAKE DAM - 3600 FEET NORTH AND 4200 FEET WEST FROM THE SE CORNER OF SECTION 9 |
| 37 S | 4 E | WM | 4 | SE SE | FISH LAKE DAM - 4000 FEET SOUTH AND 600 FEET WEST FROM THE NE CORNER OF SECTION 4 |
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |

10. The portion of the fifth right to be transferred is as follows:

**Certificate:** 80574 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit S-1705.
**Use:** SUPPLEMENTAL IRRIGATION OF 127.9 ACRES
**Priority Date:** JUNE 24, 1913
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Source:** ANTELOPE CREEK, tributary to LITTLE BUTTE CREEK

**Authorized Point of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 1 E | WM | 30 | SW NE | HOPKINS CANAL - 770 FEET NORTH AND 1650 FEET WEST FROM THE E¼ CORNER OF SECTION 30 |

**Authorized Place of Use:**

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 32.8 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 26.1 |
| 37 S | 1 W | WM | 5 | NW SW | 31.3 |
| | | | | Total | 127.9 |

11. Transfer Application T-10465 proposes to change the character of use to municipal use.

12. Transfer Application T-10465 proposes an additional point of diversion approximately 15 miles downstream from the closest existing point of diversion associated with Certificate 80574 (Hopkins Ditch POD). The additional point of diversion is located:

| Twp | Rng | Mer | Sec | Q-Q | DLC | Measured Distances |
|---|---|---|---|---|---|---|
| 36S | 2W | W.M. | 13 | SW NW | 42 | MEDFORD WATER COMMISSION DUFF TREATMENT PLANT - 3961.8 FEET SOUTH AND 1883.3 FEET EAST FROM THE NE CORNER OF DLC 42 IN SECTION 11 |

13. Transfer Application T-10465 proposes to change the place of use to within the city limits of the City of Central Point, described as:

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 36 | S | 2 | W | WM | 34 | NE | SW |
| 36 | S | 2 | W | WM | 34 | SE | SW |
| 36 | S | 2 | W | WM | 34 | NE | SE |
| 36 | S | 2 | W | WM | 34 | NW | SE |
| 36 | S | 2 | W | WM | 34 | SW | SE |
| 36 | S | 2 | W | WM | 34 | SE | SE |
| 36 | S | 2 | W | WM | 35 | SW | SW |
| 36 | S | 2 | W | WM | 35 | SE | SE |
| 36 | S | 2 | W | WM | 36 | SE | NW |
| 36 | S | 2 | W | WM | 36 | NE | SW |
| 36 | S | 2 | W | WM | 36 | SW | SW |
| 36 | S | 2 | W | WM | 36 | SE | SW |
| 37 | S | 2 | W | WM | 1 | NE | NW |
| 37 | S | 2 | W | WM | 1 | NW | NW |
| 37 | S | 2 | W | WM | 1 | SW | NW |
| 37 | S | 2 | W | WM | 1 | SE | NW |
| 37 | S | 2 | W | WM | 1 | NE | SW |
| 37 | S | 2 | W | WM | 1 | NW | SW |
| 37 | S | 2 | W | WM | 1 | SW | SW |
| 37 | S | 2 | W | WM | 1 | SE | SW |
| 37 | S | 2 | W | WM | 2 | NE | NE |
| 37 | S | 2 | W | WM | 2 | SE | NE |
| 37 | S | 2 | W | WM | 2 | NW | NW |
| 37 | S | 2 | W | WM | 2 | SW | NW |
| 37 | S | 2 | W | WM | 2 | SE | NW |
| 37 | S | 2 | W | WM | 2 | NE | SW |
| 37 | S | 2 | W | WM | 2 | NW | SW |

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 37 | S | 2 | W | WM | 2 | SW | SW |
| 37 | S | 2 | W | WM | 2 | SE | SW |
| 37 | S | 2 | W | WM | 2 | NE | SE |
| 37 | S | 2 | W | WM | 2 | NW | SE |
| 37 | S | 2 | W | WM | 2 | SW | SE |
| 37 | S | 2 | W | WM | 2 | SE | SE |
| 37 | S | 2 | W | WM | 3 | NE | NE |
| 37 | S | 2 | W | WM | 3 | NW | NE |
| 37 | S | 2 | W | WM | 3 | SW | NE |
| 37 | S | 2 | W | WM | 3 | SE | NE |
| 37 | S | 2 | W | WM | 3 | NE | NW |
| 37 | S | 2 | W | WM | 3 | NW | NW |
| 37 | S | 2 | W | WM | 3 | SW | NW |
| 37 | S | 2 | W | WM | 3 | SE | NW |
| 37 | S | 2 | W | WM | 3 | NE | SW |
| 37 | S | 2 | W | WM | 3 | NW | SW |
| 37 | S | 2 | W | WM | 3 | SW | SW |
| 37 | S | 2 | W | WM | 3 | SE | SW |
| 37 | S | 2 | W | WM | 3 | NE | SE |
| 37 | S | 2 | W | WM | 3 | NW | SE |
| 37 | S | 2 | W | WM | 3 | SW | SE |
| 37 | S | 2 | W | WM | 3 | SE | SE |
| 37 | S | 2 | W | WM | 10 | NE | NE |
| 37 | S | 2 | W | WM | 10 | NW | NE |
| 37 | S | 2 | W | WM | 10 | SW | NE |
| 37 | S | 2 | W | WM | 10 | SE | NE |
| 37 | S | 2 | W | WM | 10 | NE | NW |
| 37 | S | 2 | W | WM | 10 | NW | NW |
| 37 | S | 2 | W | WM | 10 | SW | NW |
| 37 | S | 2 | W | WM | 10 | SE | NW |
| 37 | S | 2 | W | WM | 10 | NE | SW |
| 37 | S | 2 | W | WM | 10 | NW | SW |
| 37 | S | 2 | W | WM | 10 | SW | SW |
| 37 | S | 2 | W | WM | 10 | SE | SW |
| 37 | S | 2 | W | WM | 10 | NE | SE |
| 37 | S | 2 | W | WM | 10 | NW | SE |
| 37 | S | 2 | W | WM | 10 | SW | SE |

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 37 | S | 2 | W | WM | 10 | SE | SE |
| 37 | S | 2 | W | WM | 11 | NE | NE |
| 37 | S | 2 | W | WM | 11 | NW | NE |
| 37 | S | 2 | W | WM | 11 | SW | NE |
| 37 | S | 2 | W | WM | 11 | SE | NE |
| 37 | S | 2 | W | WM | 11 | NE | NW |
| 37 | S | 2 | W | WM | 11 | NW | NW |
| 37 | S | 2 | W | WM | 11 | SW | NW |
| 37 | S | 2 | W | WM | 11 | SE | NW |
| 37 | S | 2 | W | WM | 11 | NE | SW |
| 37 | S | 2 | W | WM | 11 | NW | SW |
| 37 | S | 2 | W | WM | 11 | SW | SW |
| 37 | S | 2 | W | WM | 11 | SE | SW |
| 37 | S | 2 | W | WM | 11 | NE | SE |
| 37 | S | 2 | W | WM | 11 | NW | SE |
| 37 | S | 2 | W | WM | 11 | SW | SE |
| 37 | S | 2 | W | WM | 11 | SE | SE |
| 37 | S | 2 | W | WM | 12 | NE | NW |
| 37 | S | 2 | W | WM | 12 | NW | NW |
| 37 | S | 2 | W | WM | 12 | SW | NW |
| 37 | S | 2 | W | WM | 12 | SE | NW |
| 37 | S | 2 | W | WM | 12 | NE | SW |
| 37 | S | 2 | W | WM | 12 | NW | SW |
| 37 | S | 2 | W | WM | 12 | SW | SW |
| 37 | S | 2 | W | WM | 12 | SE | SW |

14. Notice of the application for transfer was published on October 16, 2007, pursuant to ORS 540.520 and OAR 690-380-4000. The Bureau of Reclamation submitted comments regarding the proposal to transfer Certificate 80576. Water Right Certificate 80576 has been subsequently withdrawn from Transfer Application T-10465.

15. The City of Central Point will be the recipient of the transferred water rights. The City will be responsible for completion of the proposed changes after the final order is issued.

16. The Oregon Department of Fish and Wildlife (ODFW) has determined that an adequate fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. The diversion may be eligible for screening cost share funds. However, funds may not be currently available.

17. Because of the absence of adequate fish screens at the proposed additional point of diversion, ODFW has suggested the following conditions be included in Transfer Application T-10465:

    A. The water user may withdraw water at the new point of diversion without adequate fish screening or by-pass device for one continuous four hour period between September 1 and October 1, 2009, for the purposes of proving up Transfer Application T-10465. After October 1, 2009, no further diversion of water will be allowed until adequate fish screening and/or by-pass devices have been installed and approved by ODFW. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

    B. If a claim of beneficial use is submitted prior to installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require that the water rights be leased instream prior to diversion of any water.

    C. If a claim of beneficial use is submitted after the installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require operation and maintenance of the fish screen consistent with ODFW standards.

18. On March 26, 2008, the Department received a letter from Talent Irrigation District stating that the acreage proposed for transfer is not able to receive water from the sources listed under Permit S-25915. The permit will not be proved up on the lands included in this transfer application.

19. On April 15, 2008, the Department received a letter from Medford Irrigation District (MID) stating that MID consents to the transfer of the water rights to the City of Central Point proposed in Transfer Application T-10465.

20. On April 1, 2009, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10465 to the applicant. The cover letter for the draft Preliminary Determination pointed out Findings 17 and 23 and Conditions 5,6,7,and 10. The cover letter also set forth a deadline of May 1, 2009, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination.

***Transfer Review Criteria [OAR 690-380-4010(2)]***

21. Water has been used within the five years prior to the date the transfer was filed according to the terms and conditions of the right, and no evidence is available that would demonstrate that the right is subject to forfeiture under ORS 540.610.

22. Diversion structures and ditches sufficient to use the full amount of water allowed under the existing rights are present.

23. The proposed change in character of use would not result in enlargement of the rights, provided:

    A. The rate of diversion for municipal use under the right evidenced by Certificate 80566 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 51.8 acre feet during the time period of April 1 to October 1.

    B. The rate of diversion for municipal use under the right evidenced by Certificate 80567 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 53.2 acre feet during the time period of April 1 to October 1.

    C. The rate of diversion for municipal use under the right evidenced by Certificate 80569 for primary irrigation and Certificates 80571 and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.50 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 342.6 acre feet during the time period of April 1 to October 1.

24. The proposed changes, as conditioned, would not result in injury to other water rights.

**Determination and Proposed Action**

The proposed additional point of diversion, change in character of use and place of use proposed in Transfer Application T-10465 appear to be consistent with the requirements of ORS 540.505 to 540.580, and OAR 690-380-5000, and will be approved provided that protests are not filed pursuant to OAR 690-380-4030.

*If Transfer Application T-10465 is approved, the final order will contain the following conditions:*

1. *The additional point of diversion, change in character of use and places of use proposed in Transfer Application T-10465 are approved.*

2. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 80566, 80567, 80569, 80571, and 80574 and any related decree.*

3. *Certificates 80566, 80567, 80569, 80571, and 80574 are cancelled. New certificates will be issued describing the portions of the rights not affected by this transfer.*

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

5. *The rate of diversion for municipal use under the rights evidenced by Certificate 80566 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 51.8 acre feet during the time period of April 1 to October 1.*

6. *The rate of diversion for municipal use under the right evidenced by Certificate 80567 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 53.2 acre feet during the time period of April 1 to October 1.*

7. *The rate of diversion for municipal use under the right evidenced by Certificate 80569 for primary irrigation and Certificates 80571 and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.50 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 342.6 acre feet during the time period of April 1 to October 1.*

8. *The former places of use of the transferred water shall no longer receive water for irrigation as part of these rights.*

9. *Prior to diverting water, the water user shall install and maintain a 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.*

10. *Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required fish screening and/or by-pass device meets ODFW's criteria. The water user may withdraw water at the new point of diversion without adequate fish screening or by-pass device for one continuous four hour period between September 1 and October 1, 2009, for the purposes of proving up Transfer Application T-10465. After October 1, 2009, no further diversion of water will be allowed until adequate fish screening and/or by-pass devices have been installed and approved by ODFW. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.*

11. *The approved changes associated with Transfer T-10465 shall be completed and full beneficial use of the water shall be made on or before October 1, 2014. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*

12. *If a claim of beneficial use is submitted prior to installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require that the water rights be leased instream prior to diversion of any water.*

13. *If a claim of beneficial use is submitted after the installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require operation and maintenance of the fish screen consistent with ODFW standards.*

Dated at Salem, Oregon this 29th day of April 2009.

Phillip C. Ward, Director

This Preliminary Determination was prepared by Kelly Starnes. If you have questions about the information in this document, you may reach Kelly Starnes at 503-986-0886 or Patrick.K.Starnes@wrd.state.or.us

Protests should be addressed to the attention of Field Services Division, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1266.

**Notice of Preliminary Determination for**
**Water Right Transfer T-10465**

T-10465 filed by Rogue River Valley Irrigation District, 3139 Merriman Road, Medford, Oregon 97501, proposes an additional point of diversion and a change in place of use and a change in character of use under Certificate 80566, 80567, 80569, 80571, and 80574. Certificate 80566 allows the use of 0.11 cubic foot per second (cfs) (priority date September 14, 1899) from the North and South Forks of Little Butte Creek in Sects. 20 and 29, T 36 S, R 2 E, W.M. for irrigation in Sec. 5, T 37 S, R 1 W, W.M. Certificate 80567 allows the use of 0.11 cfs (priority date September 14, 1899) from the North and South Forks of Little Butte Creek in Sects. 20 and 29, T 36 S, R 2 E, W.M. for irrigation in Sec. 5, T 37 S, R 1 W, W.M. Certificate 80569 allows the use of 0.66 cfs (priority date July 23, 1909) from the North and South Forks of Little Butte Creek in Sects. 20 and 29, T 36 S, R 2 E, W.M. for irrigation and supplemental irrigation in Sec. 5, T 37 S, R 1 W, W.M. Certificate 80571 allows the use of 0.66 cfs (priority date March 31, 1910) from Fourmile Lake, Cascade Canal, and Fish Lake Reservoir in Sec. 9, T 36 S, R 5 E, W.M., Sec. 4, T 36 S, R 4 E, W.M., Sec. 20, T 36 S, R 2 E, W.M., and Sec. 8, T 36 S, R 1 E, W.M. for supplemental irrigation in Sec. 5, T 37 S, R 1 W, W.M. Certificate 80574 allows the use of 0.66 cfs (priority date June 24, 1913) from Antelope Creek in Sec. 30, T 36 S, R 1 E, W.M. for supplemental irrigation in Sec. 5, T 37 S, R 1 W, W.M. The applicant proposes an additional point of diversion approximately 15 miles downstream (Sec. 13, T 36 S, R 2 W, W.M.) and to change the place of use to within the city limits of the City of Central Point and to change the character of use to municipal use. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may file, jointly or severally, with the Department a protest or standing statement within 30 days after the date of final publication of notice in the Department's weekly notice or of this newspaper notice, whichever is later. A protest form and additional information on filing protests may be obtained by calling (503) 986-0883. The last date of newspaper publication is [DATE OF LAST PUBLICATION]. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

JORDAN SCHRADER
ATTORNEYS AT LAW

JORDAN SCHRADER RAMIS PC

VIA E-MAIL & FIRST CLASS MAIL

April 28, 2009

Kelly Starnes
Oregon Water Resources Department
725 Summer St NE Ste A
Salem OR 97301-1271

Re: **Transfer Application T-10465**
Our File No. 48038-34461

Dear Kelly:

We have reviewed the Draft Preliminary Determination for the above-referenced application, and authorize you to proceed with the issuance of the Preliminary Determination. Upon receiving a copy of the required notice, the District will publish the notice for three consecutive weeks.

Please call with any questions you may have.

Regards,

JORDAN SCHRADER RAMIS PC

Justin D. Gericke

cc: Rogue River Valley Irrigation District


JUSTIN D. GERICKE

*Admitted In:*
Oregon

*Direct Dial*
(503) 598-5586

*E-mail*
justin.gericke@jordanschrader.com


RECEIVED
APR 29 2009
WATER RESOURCES DEPT
SALEM, OREGON

100 BEST COMPANIES 2009 Oregon Business

Oregon
Theodore R. Kulongoski, Governor

**Water Resources Department**
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

April 1, 2009

Rogue River Valley Irrigation District
3139 Merriman Road
Medford, Oregon 97501

SUBJECT: Water Right Transfer Application T-10465

Please find enclosed a draft of our Preliminary Determination regarding Transfer Application T-10465. The document reflects the Department's conclusion that, based on the information currently available, the transfer will be approved. This draft is intended to provide you with an opportunity to comment on our findings and conclusions should you wish to do so. Please review the draft carefully, particularly Findings 17 and 22 (Pages 8-9), Conditions 5, 6, 7, and 10 (Pages 10-11), to evaluate whether the document is consistent with your intent in seeking the transfer, and whether you agree with the proposed action.

Because of a change in character of use, the applicant is responsible for publishing notice of the transfer in a local newspaper having a general circulation in the area of the water right. The notice must be published at least once a week for three consecutive weeks. We will provide a copy of the required notice to you upon issuance of the Preliminary Determination.

Issuance of the Preliminary Determination will occur shortly after we receive your written response. If we do not receive your response by May 1, 2009, a Preliminary Determination may be issued denying the application as incomplete.

Please do not hesitate to contact me at if I may be of assistance.

Sincerely,

Kelly Starnes
Transfer Specialist
Northwest Region

cc: File T-10465
Larry Menteer, District 13 Watermaster
Justin Gericke, Jordan Schrader Ramis PC
Herbert Farber, CWRE 45
Naumes Properties LLC
City of Central Point

enc

**BEFORE THE WATER RESOURCES DEPARTMENT**
**OF THE**
**STATE OF OREGON**

| | | |
|---|---|---|
| In the Matter of Transfer Application T-10465, Jackson County | ) | DRAFT |
| | ) | PRELIMINARY DETERMINATION |
| | ) | PROPOSING APPROVAL OF AN |
| | ) | ADDITIONAL POINT OF DIVERSION, |
| | ) | CHANGES IN PLACE OF USE, AND A |
| | ) | CHANGE IN CHARACTER OF USE |

## Authority

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

Rogue River Valley Irrigation District
3139 Merriman Road
Medford, OR 97501

**Receiving Municipality**

City of Central Point
140 S. Third
Central Point, OR 97524

## Findings of Fact

### *Background*

1. On September 27, 2007, Rogue River Valley Irrigation District filed a transfer application for an additional point of diversion and to change the character of use and place of use for portions of Certificates 80566, 80567, 80569, 80571, 80574, and 80576. The Department assigned the application number T-10465.

2. On February 26, 2008, the Department requested additional information from the applicant.

3. On August 21, 2008, the applicant requested to remove Certificate 80576 from Transfer Application T-10465.

4. On September 16, 2008, the applicant submitted two revised transfer maps. A revised map showing the area of municipal coverage with corrected section numbers and a revised map of supplemental water rights (map 2 of 4) excluding Certificate 80567.

5. The portion of the first right to be transferred is as follows:

**Certificate:** 80566 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT confirmed by decree entered of record at Salem in the Order Record of the State Engineer in Volume 14, Page 498
**Use:** PRIMARY IRRIGATION OF 14.8 ACRES
**Priority Date:** SEPTEMBER 14, 1899
**Rate:** 0.11 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 14.8 |

6. The portion of the second right to be transferred is as follows:

**Certificate:** 80567 in the name in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT and MEDFORD IRRIGATION DISTRICT confirmed by decree entered of record at Salem in the Order Record of the Sate Engineer in Volume 14, Page 498
**Use:** PRIMARY IRRIGATION OF 15.2 ACRES
**Priority Date:** SEPTEMBER 14, 1899
**Rate:** 0.11 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | NE SW | 10.0 |
| 37 S | 1 W | WM | 5 | NW SW | 5.2 |
| | | | | Total | 15.2 |

7. The portion of the third right to be transferred is as follows:

**Certificate:** 80569 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit E-19.
**Use:** PRIMARY IRRIGATION OF 97.9 ACRES AND SUPPLEMENTAL IRRIGATION OF 30.0 ACRES
**Priority Date:** JULY 23, 1909
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Source:** NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |

**Authorized Place of Use:**

| PRIMARY IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 18.0 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 16.1 |
| 37 S | 1 W | WM | 5 | NW SW | 26.1 |
| | | | | Total | 97.9 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 14.8 |
| 37 S | 1 W | WM | 5 | NE SW | 10.0 |
| 37 S | 1 W | WM | 5 | NW SW | 5.2 |
| | | | | Total | 30.0 |

8. The portion of the fourth right to be transferred is as follows:

**Certificate:** 80571 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit S-407.
**Use:** SUPPLEMENTAL IRRIGATION OF 127.9 ACRES
**Priority Date:** MARCH 31, 1910
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Sources:** FOUR MILE LAKE RESERVOIR, within the KLAMATH RIVER BASIN; and water draining or flowing into the CASCADE CANAL; and FISH LAKE RESERVOIR; within the ROGUE RIVER BASIN

**Authorized Points of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 5 E | WM | 9 | SW NW | FOUR MILE LAKE DAM - 3600 FEET NORTH AND 4200 FEET EAST FROM THE SW CORNER OF SECTION 9 |
| 37 S | 4 E | WM | 4 | SE SE | FISH LAKE DAM - 4000 FEET SOUTH AND 600 FEET EAST FROM THE NE CORNER OF SECTION 4 |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |

**Authorized Place of Use:**

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 32.8 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 26.1 |
| 37 S | 1 W | WM | 5 | NW SW | 31.3 |
| | | | | Total | 127.9 |

9. There is an apparent scrivener's error in two of the point of diversion descriptions in Certificate 80571 (described in Finding of Fact No. 9 above). The Four Mile Lake Dam point of diversion (POD) description should give the coordinates from the *SE* Corner of Section 9, not the *SW* Corner as currently described in Certificate 80571. Additionally, the Fish Lake Dam POD description states "600 feet *East* from NE corner", this should be "600 feet *West* from NE corner". Corrections to the POD coordinates are based on the maps and correspondence from the applicant and confirmation from an aerial photo and other maps of the area. The authorized points of diversion under the right evidenced by Certificate 80571 should be described as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |
| 36 S | 5 E | WM | 9 | SW NW | FOUR MILE LAKE DAM - 3600 FEET NORTH AND 4200 FEET WEST FROM THE SE CORNER OF SECTION 9 |
| 37 S | 4 E | WM | 4 | SE SE | FISH LAKE DAM - 4000 FEET SOUTH AND 600 FEET WEST FROM THE NE CORNER OF SECTION 4 |

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |

10. The portion of the fifth right to be transferred is as follows:

**Certificate:** 80574 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT perfected under Permit S-1705.
**Use:** SUPPLEMENTAL IRRIGATION OF 127.9 ACRES
**Priority Date:** JUNE 24, 1913
**Rate:** 0.66 CUBIC FOOT PER SECOND
**Source:** ANTELOPE CREEK, tributary to LITTLE BUTTE CREEK

**Authorized Point of Diversion:**

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 1 E | WM | 30 | SW NE | HOPKINS CANAL - 770 FEET NORTH AND 1650 FEET WEST FROM THE E¼ CORNER OF SECTION 30 |

**Authorized Place of Use:**

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 32.8 |
| 37 S | 1 W | WM | 5 | SE NW | 37.7 |
| 37 S | 1 W | WM | 5 | NE SW | 26.1 |
| 37 S | 1 W | WM | 5 | NW SW | 31.3 |
| | | | | Total | 127.9 |

11. Transfer Application T-10465 proposes to change the character of use to municipal use.

12. Transfer Application T-10465 proposes an additional point of diversion approximately 15 miles downstream from the closest existing point of diversion associated with Certificate 80574 (Hopkins Ditch POD). The additional point of diversion is located:

| Twp | Rng | Mer | Sec | Q-Q | DLC | Measured Distances |
|---|---|---|---|---|---|---|
| 36S | 2W | W.M. | 13 | SW NW | 42 | MEDFORD WATER COMMISSION DUFF TREATMENT PLANT - 3961.8 FEET SOUTH AND 1883.3 FEET EAST FROM THE NE CORNER OF DLC 42 IN SECTION 11 |

13. Transfer Application T-10465 proposes to change the place of use to within the city limits of the City of Central Point, described as:

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 36 | S | 2 | W | WM | 34 | NE | SW |
| 36 | S | 2 | W | WM | 34 | SE | SW |
| 36 | S | 2 | W | WM | 34 | NE | SE |
| 36 | S | 2 | W | WM | 34 | NW | SE |
| 36 | S | 2 | W | WM | 34 | SW | SE |

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 36 | S | 2 | W | WM | 34 | SE | SE |
| 36 | S | 2 | W | WM | 35 | SW | SW |
| 36 | S | 2 | W | WM | 35 | SE | SE |
| 36 | S | 2 | W | WM | 36 | SE | NW |
| 36 | S | 2 | W | WM | 36 | NE | SW |
| 36 | S | 2 | W | WM | 36 | SW | SW |
| 36 | S | 2 | W | WM | 36 | SE | SW |
| 37 | S | 2 | W | WM | 1 | NE | NW |
| 37 | S | 2 | W | WM | 1 | NW | NW |
| 37 | S | 2 | W | WM | 1 | SW | NW |
| 37 | S | 2 | W | WM | 1 | SE | NW |
| 37 | S | 2 | W | WM | 1 | NE | SW |
| 37 | S | 2 | W | WM | 1 | NW | SW |
| 37 | S | 2 | W | WM | 1 | SW | SW |
| 37 | S | 2 | W | WM | 1 | SE | SW |
| 37 | S | 2 | W | WM | 2 | NE | NE |
| 37 | S | 2 | W | WM | 2 | SE | NE |
| 37 | S | 2 | W | WM | 2 | NW | NW |
| 37 | S | 2 | W | WM | 2 | SW | NW |
| 37 | S | 2 | W | WM | 2 | SE | NW |
| 37 | S | 2 | W | WM | 2 | NE | SW |
| 37 | S | 2 | W | WM | 2 | NW | SW |
| 37 | S | 2 | W | WM | 2 | SW | SW |
| 37 | S | 2 | W | WM | 2 | SE | SW |
| 37 | S | 2 | W | WM | 2 | NE | SE |
| 37 | S | 2 | W | WM | 2 | NW | SE |
| 37 | S | 2 | W | WM | 2 | SW | SE |
| 37 | S | 2 | W | WM | 2 | SE | SE |
| 37 | S | 2 | W | WM | 3 | NE | NE |
| 37 | S | 2 | W | WM | 3 | NW | NE |
| 37 | S | 2 | W | WM | 3 | SW | NE |
| 37 | S | 2 | W | WM | 3 | SE | NE |
| 37 | S | 2 | W | WM | 3 | NE | NW |
| 37 | S | 2 | W | WM | 3 | NW | NW |
| 37 | S | 2 | W | WM | 3 | SW | NW |
| 37 | S | 2 | W | WM | 3 | SE | NW |
| 37 | S | 2 | W | WM | 3 | NE | SW |

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 37 | S | 2 | W | WM | 3 | NW | SW |
| 37 | S | 2 | W | WM | 3 | SW | SW |
| 37 | S | 2 | W | WM | 3 | SE | SW |
| 37 | S | 2 | W | WM | 3 | NE | SE |
| 37 | S | 2 | W | WM | 3 | NW | SE |
| 37 | S | 2 | W | WM | 3 | SW | SE |
| 37 | S | 2 | W | WM | 3 | SE | SE |
| 37 | S | 2 | W | WM | 10 | NE | NE |
| 37 | S | 2 | W | WM | 10 | NW | NE |
| 37 | S | 2 | W | WM | 10 | SW | NE |
| 37 | S | 2 | W | WM | 10 | SE | NE |
| 37 | S | 2 | W | WM | 10 | NE | NW |
| 37 | S | 2 | W | WM | 10 | NW | NW |
| 37 | S | 2 | W | WM | 10 | SW | NW |
| 37 | S | 2 | W | WM | 10 | SE | NW |
| 37 | S | 2 | W | WM | 10 | NE | SW |
| 37 | S | 2 | W | WM | 10 | NW | SW |
| 37 | S | 2 | W | WM | 10 | SW | SW |
| 37 | S | 2 | W | WM | 10 | SE | SW |
| 37 | S | 2 | W | WM | 10 | NE | SE |
| 37 | S | 2 | W | WM | 10 | NW | SE |
| 37 | S | 2 | W | WM | 10 | SW | SE |
| 37 | S | 2 | W | WM | 10 | SE | SE |
| 37 | S | 2 | W | WM | 11 | NE | NE |
| 37 | S | 2 | W | WM | 11 | NW | NE |
| 37 | S | 2 | W | WM | 11 | SW | NE |
| 37 | S | 2 | W | WM | 11 | SE | NE |
| 37 | S | 2 | W | WM | 11 | NE | NW |
| 37 | S | 2 | W | WM | 11 | NW | NW |
| 37 | S | 2 | W | WM | 11 | SW | NW |
| 37 | S | 2 | W | WM | 11 | SE | NW |
| 37 | S | 2 | W | WM | 11 | NE | SW |
| 37 | S | 2 | W | WM | 11 | NW | SW |
| 37 | S | 2 | W | WM | 11 | SW | SW |
| 37 | S | 2 | W | WM | 11 | SE | SW |
| 37 | S | 2 | W | WM | 11 | NE | SE |
| 37 | S | 2 | W | WM | 11 | NW | SE |

| MUNICIPAL | | | | | | | |
|---|---|---|---|---|---|---|---|
| Twp | | Rng | | Mer | Sec | Q-Q | |
| 37 | S | 2 | W | WM | 11 | SW | SE |
| 37 | S | 2 | W | WM | 11 | SE | SE |
| 37 | S | 2 | W | WM | 12 | NE | NW |
| 37 | S | 2 | W | WM | 12 | NW | NW |
| 37 | S | 2 | W | WM | 12 | SW | NW |
| 37 | S | 2 | W | WM | 12 | SE | NW |
| 37 | S | 2 | W | WM | 12 | NE | SW |
| 37 | S | 2 | W | WM | 12 | NW | SW |
| 37 | S | 2 | W | WM | 12 | SW | SW |
| 37 | S | 2 | W | WM | 12 | SE | SW |

14. Notice of the application for transfer was published on October 16, 2007, pursuant to ORS 540.520 and OAR 690-380-4000. The Bureau of Reclamation submitted comments regarding the proposal to transfer Certificate 80576. Water Right Certificate 80576 has been subsequently withdrawn from Transfer Application T-10465.

15. The City of Central Point will be the recipient of the transferred water rights. The City will be responsible for completion of the proposed changes after the final order is issued.

16. The Oregon Department of Fish and Wildlife (ODFW) has determined that an adequate fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. The diversion may be eligible for screening cost share funds. However, funds may not be currently available.

17. Because of the absence of adequate fish screens at the proposed additional point of diversion, ODFW has suggested the following conditions be included in Transfer Application T-10465:

    A. The water user may withdraw water at the new point of diversion without adequate fish screening or by-pass device for one continuous four hour period between September 1 and October 1, 2009, for the purposes of proving up Transfer Application T-10465. After October 1, 2009, no further diversion of water will be allowed until adequate fish screening and/or by-pass devices have been installed and approved by ODFW. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

    B. If a claim of beneficial use is submitted prior to installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require that the water rights be leased instream prior to diversion of any water.

C. If a claim of beneficial use is submitted after the installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require operation and maintenance of the fish screen consistent with ODFW standards.

18. On March 26, 2008, the Department received a letter from Talent Irrigation District stating that the acreage proposed for transfer is not able to receive water from the sources listed under Permit S-25915. The permit will not be proved up on the lands included in this transfer application.

19. On April 15, 2008, the Department received a letter from Medford Irrigation District (MID) stating that MID consents to the transfer of the water rights to the City of Central Point proposed in Transfer Application T-10465.

***Transfer Review Criteria [OAR 690-380-4010(2)]***

20. Water has been used within the five years prior to the date the transfer was filed according to the terms and conditions of the right, and no evidence is available that would demonstrate that the right is subject to forfeiture under ORS 540.610.

21. Diversion structures and ditches sufficient to use the full amount of water allowed under the existing rights are present.

22. The proposed change in character of use would not result in enlargement of the rights, provided:

    A. The rate of diversion for municipal use under the right evidenced by Certificate 80566 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 51.8 acre feet during the time period of April 1 to October 1.

    B. The rate of diversion for municipal use under the right evidenced by Certificate 80567 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 53.2 acre feet during the time period of April 1 to October 1.

    C. The rate of diversion for municipal use under the right evidenced by Certificate 80569 for primary irrigation and Certificates 80571 and 80574 for supplemental irrigation, shall be limited to a maximum combined diversion of 0.50 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 342.6 acre feet during the time period of April 1 to October 1.

23. The proposed changes, as conditioned, would not result in injury to other water rights.

24. On _____ __, 200_, the applicant provided written notification to the Department consenting to the inclusion of the conditions identified in Finding of Fact Nos. 17 and 22.

**Determination and Proposed Action**

The proposed additional point of diversion, change in character of use and place of use proposed in Transfer Application T-10465 appear to be consistent with the requirements of ORS 540.505 to 540.580, and OAR 690-380-5000, and will be approved provided that protests are not filed pursuant to OAR 690-380-4030.

*If Transfer Application T-10465 is approved, the final order will contain the following conditions:*

1. *The additional point of diversion, change in character of use and places of use proposed in Transfer Application T-10465 are approved.*

2. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 80566, 80567, 80569, 80571, and 80574 and any related decree.*

3. *Certificates 80566, 80567, 80569, 80571, and 80574 are cancelled. New certificates will be issued describing the portions of the rights not affected by this transfer.*

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

5. *The rate of diversion for municipal use under the rights evidenced by Certificate 80566 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 51.8 acre feet during the time period of April 1 to October 1.*

6. *The rate of diversion for municipal use under the right evidenced by Certificate 80567 for primary irrigation and Certificates 80569, 80571, and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.35 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 53.2 acre feet during the time period of April 1 to October 1.*

7. *The rate of diversion for municipal use under the right evidenced by Certificate 80569 for primary irrigation and Certificates 80571 and 80574 for supplemental irrigation, shall be limited to a maximum combined rate of diversion of 0.50 cubic foot per second (cfs) and shall be further limited to a total combined volume diverted of 342.6 acre feet during the time period of April 1 to October 1.*

8. *The former places of use of the transferred water shall no longer receive water for irrigation as part of these rights.*

9. *Prior to diverting water, the water user shall install and maintain a 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.*

10. *Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required fish screening and/or by-pass device meets ODFW's criteria. The water user may withdraw water at the new point of diversion without adequate fish screening or by-pass device for one continuous four hour period between September 1 and October 1, 2009, for the purposes of proving up Transfer Application T-10465. After October 1, 2009, no further diversion of water will be allowed until adequate fish screening and/or by-pass devices have been installed and approved by ODFW. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.*

11. *The approved changes associated with Transfer T-10465 shall be completed and full beneficial use of the water shall be made on or before October 1, 2014. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*

12. *If a claim of beneficial use is submitted prior to installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require that the water rights be leased instream prior to diversion of any water.*

13. *If a claim of beneficial use is submitted after the installation of an approved fish screening and/or by-pass device, the confirming certificate will be conditioned to require operation and maintenance of the fish screen consistent with ODFW standards.*

This draft Preliminary Determination was prepared by Kelly Starnes. If you have questions about the information in this document, you may reach Kelly Starnes at 503-986-0886 or Patrick.K.Starnes@wrd.state.or.us

## Dorothy Pedersen

**From:** Doug Parrow
**Sent:** Tuesday, September 30, 2008 3:35 PM
**To:** Dorothy Pedersen
**Subject:** RE: T-10465--Information on relation of rights on Butte Creek

Order: The total annual volume of water diverted under the rights transferred under this order shall not exceed xx acre-feet.

Certificate: The total annual volume of water diverted under this right, in combination with Certificates xxx, xxx, xxx and xxx, shall not exceed xx acre-feet.

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**From:** Dorothy Pedersen
**Sent:** Tuesday, September 30, 2008 2:02 PM
**To:** Doug Parrow
**Subject:** FW: T-10465--Information on relation of rights on Butte Creek

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**From:** Dorothy Pedersen
**Sent:** Tuesday, September 09, 2008 3:15 PM
**To:** Larry Menteer
**Cc:** Bruce Sund
**Subject:** T-10465--Information on relation of rights on Butte Creek

Hi Larry,

We are nearing the issuance of a draft preliminary determination on T-10465, which proposes to transfer primary and supplemental RRVID rights to municipal use for the City of Central Point. We need some clarification of the relationship of the rights that are involved in the transfer, so we can determine how to prevent enlargement, if primary and supplemental rights are all converted to municipal.

Primary rights under Certificates 80566 and 80567 are from the Little Butte Creek Decree (1949). The certificates grant an actual rate of 0.007 cfs/acre, which is consistent with the tabulation in the decree. Section #2 in the decree indicates that the rates of irrigation are generally 1/40 cfs/ac for small tracts and 1/60 cfs/ac for large tracts. However, Section #18 references a stipulation that Rogue River Valley Canal Company agreed that the quantity of water necessary for the irrigation of lands for which it claims a vested right does not exceed 420 miner's inches (equals 10.5 cfs for 1,470 ac = 0.007 cfs/ac). Sections #18 and #20 of the decree also acknowledge that Medford Irrigation District and Rogue River Valley Canal Company have other applications and permits, which they are entitled to complete and perfect.

Do you have a copy of that stipulation agreement, to know whether it is limiting the total water needed for irrigation to 0.007 cfs/ac, or in view of the other permits in place for the same land, limiting only the amount of water under the decreed right to 0.007 cfs, with the other rights making up any deficiency in the nominal rate of the decree?

Enlargement application E-194 was filed for the lands proposed for transfer under the primary rights, which are listed as "supplemental irrigation". Certificate 80569 grants a nominal rate of 1/100 cfs/ac and an actual rate of 0.005 cfs/ac. Do you interpret this right as supplemental to make up a deficiency in rate, (in which case the combination of 0.007 cfs + 0.005 cfs would equal 0.012 cfs (less than the 1/60 cfs generally granted under the decree), or as supplemental to make up a deficiency in supply (in which case both rights together could not equal more than 0.007 cfs)?

The other two rights appurtenant to the same lands are supplemental also. The files for Certificates 80571 and 80574 characterize those rights as supplemental to the E-194/Certificate 80569 right. They allow a nominal rate of 1/80 cfs/ac for supplemental irrigation, but an actual rate of 0.005 cfs/ac. Do you interpret those as supplemental to make up a deficiency in rate of the other supplemental right, (in which case the combination of 0.005 cfs under Certificate 80569 + 0.005 cfs under 80571 and/or 80574 would equal 0.01 cfs (the 1/100 cfs/ac nominal rate under Certificate 80569), or as supplemental to make up a deficiency in supply (in which case both rights together could not equal more than 0.005 cfs)?

If these supplemental rights are interpreted to be making up deficiency in rate, the primary + the supplementals could = 0.007 cfs + 0.005 cfs + 0.005 cfs = 0.017 cfs (1/60 cfs/ac).

If these supplemental rights are interpreted to be making up a deficiency in available supply, then the primary + supplementals would be limited to 0.007 cfs (1/143 cfs/ac).

How has the Department and the RRVID interpreted the cumulative limit of these rights?

Call me if you want to discuss. Justin Gericke called on behalf of RRVID to ask for an interpretation. I had told him that usually we considered the limit in the primary right was the maximum cumulative limit, but he seemed to think that these rights had been administered historically otherwise. Looking at the decree wording and looking into the water right files is making me unsure of what the original interpretation of "supplemental" was in relation to these rights.

Thanks,

Dorothy

Dorothy I. Pedersen
Transfer Program Advisor
(503) 986-0890
Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, OR 97301-1266

## Dorothy Pedersen

**From:** Dorothy Pedersen
**Sent:** Tuesday, September 09, 2008 3:15 PM
**To:** Larry Menteer
**Cc:** Bruce Sund
**Subject:** T-10465--Information on relation of rights on Butte Creek

Hi Larry,

We are nearing the issuance of a draft preliminary determination on T-10465, which proposes to transfer primary and supplemental RRVID rights to municipal use for the City of Central Point. We need some clarification of the relationship of the rights that are involved in the transfer, so we can determine how to prevent enlargement, if primary and supplemental rights are all converted to municipal.

Primary rights under Certificates 80566 and 80567 are from the Little Butte Creek Decree (1949). The certificates grant an actual rate of 0.007 cfs/acre, which is consistent with the tabulation in the decree. Section #2 in the decree indicates that the rates of irrigation are generally 1/40 cfs/ac for small tracts and 1/60 cfs/ac for large tracts. However, Section #18 references a stipulation that Rogue River Valley Canal Company agreed that the quantity of water necessary for the irrigation of lands for which it claims a vested right does not exceed 420 miner's inches (equals 10.5 cfs for 1,470 ac = 0.007 cfs/ac). Sections #18 and #20 of the decree also acknowledge that Medford Irrigation District and Rogue River Valley Canal Company have other applications and permits, which they are entitled to complete and perfect.

Do you have a copy of that stipulation agreement, to know whether it is limiting the total water needed for irrigation to 0.007 cfs/ac, or in view of the other permits in place for the same land, limiting only the amount of water under the decreed right to 0.007 cfs, with the other rights making up any deficiency in the nominal rate of the decree? — This, as per Bruce Sund 9/24/08

Enlargement application E-194 was filed for the lands proposed for transfer under the primary rights, which are listed as "supplemental irrigation". Certificate 80569 grants a nominal rate of 1/100 cfs/ac and an actual rate of 0.005 cfs/ac. Do you interpret this right as supplemental to make up a deficiency in rate, (in which case the combination of 0.007 cfs + 0.005 cfs would equal 0.012 cfs (less than the 1/60 cfs generally granted under the decree), or as supplemental to make up a deficiency in supply (in which case both rights together could not equal more than 0.007 cfs)? This, as per Bruce Sund 9/24/08

The other two rights appurtenant to the same lands are supplemental also. The files for Certificates 80571 and 80574 characterize those rights as supplemental to the E-194/Certificate 80569 right. They allow a nominal rate of 1/80 cfs/ac for supplemental irrigation, but an actual rate of 0.005 cfs/ac. Do you interpret those as supplemental to make up a deficiency in rate of the other supplemental right, (in which case the combination of 0.005 cfs under Certificate 80569 + 0.005 cfs under 80571 and/or 80574 would equal 0.01 cfs (the 1/100 cfs/ac nominal rate under Certificate 80569)), or as supplemental to make up a deficiency in supply (in which case both rights together could not equal more than 0.005 cfs)? This, as per Bruce Sund 9/24/08

If these supplemental righ… king up deficiency in rate, the primary + the supplementals could = 0.007 cfs + 0.005 cfs + 0.005 c…

If these supplemental ri… a deficiency in available supply, then the primary + supplementals would h…

How has the Departm… umulative limit of these rights?

Call me if you want to discuss. Justin … d on behalf of RRVID to ask for an interpretation. I had told him that usually we considered the limit in the pri… right was the maximum cumulative limit, but he seemed to think that these rights had been administered historically otherwise. Looking at the decree wording and looking into the water right files is making me unsure of what the original interpretation of "supplemental" was in relation to these rights.

Thanks,

9/22/2008

Need to craft language for municipal rights that will prevent enlargement under this right, in combination with ___ right + ___ rights, — rate (based on cfs/ac x acres), + use further limited to ___ ac-ft/year (All rights in T-10465)

REGION: 7 Medford-Grants Pass
CROP: Pasture

| MONTH | 5 out of 10 years | | | | 6 out of 10 years | | | | 7 out of 10 years | | | | 8 out of 10 years | | | | 9 out of 10 years | | | | 19 out of 20 years | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | ET crop | | Net IRR | | ET crop | | Net IRR | | ET crop | | Net IRR | | ET crop | | Net IRR | | ET crop | | Net IRR | | ET crop | | Net IRR | |
| | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. |
| March | 50 | ( 1.97) | 6 | ( 0.24) | 52 | ( 2.05) | 8 | ( 0.31) | 54 | ( 2.13) | 15 | ( 0.59) | 61 | ( 2.40) | 24 | ( 0.94) | 65 | ( 2.56) | 39 | ( 1.54) | 68 | ( 2.68) | 47 | ( 1.85) |
| April | 91 | ( 3.58) | 58 | ( 2.28) | 93 | ( 3.66) | 63 | ( 2.48) | 95 | ( 3.74) | 68 | ( 2.68) | 98 | ( 3.86) | 76 | ( 2.99) | 101 | ( 3.98) | 84 | ( 3.31) | 104 | ( 4.09) | 89 | ( 3.50) |
| May | 128 | ( 5.04) | 96 | ( 3.78) | 131 | ( 5.16) | 102 | ( 4.02) | 134 | ( 5.28) | 109 | ( 4.29) | 137 | ( 5.39) | 117 | ( 4.61) | 141 | ( 5.55) | 126 | ( 4.96) | 147 | ( 5.79) | 135 | ( 5.31) |
| June | 153 | ( 6.02) | 131 | ( 5.16) | 155 | ( 6.10) | 137 | ( 5.39) | 157 | ( 6.18) | 144 | ( 5.67) | 161 | ( 6.34) | 151 | ( 5.94) | 166 | ( 6.54) | 159 | ( 6.26) | 169 | ( 6.65) | 165 | ( 6.50) |
| July | 186 | ( 7.32) | 183 | ( 7.20) | 189 | ( 7.44) | 187 | ( 7.36) | 191 | ( 7.52) | 190 | ( 7.48) | 193 | ( 7.60) | 192 | ( 7.56) | 199 | ( 7.83) | 197 | ( 7.76) | 201 | ( 7.91) | 200 | ( 7.87) |
| Aug | 154 | ( 6.06) | 150 | ( 5.91) | 157 | ( 6.18) | 154 | ( 6.06) | 161 | ( 6.34) | 158 | ( 6.22) | 163 | ( 6.42) | 161 | ( 6.34) | 167 | ( 6.57) | 167 | ( 6.57) | 169 | ( 6.65) | 169 | ( 6.65) |
| Sep | 113 | ( 4.45) | 95 | ( 3.74) | 115 | ( 4.53) | 99 | ( 3.90) | 117 | ( 4.61) | 103 | ( 4.06) | 120 | ( 4.72) | 108 | ( 4.25) | 124 | ( 4.88) | 115 | ( 4.53) | 127 | ( 5.00) | 119 | ( 4.69) |
| Oct | 72 | ( 2.83) | 31 | ( 1.22) | 73 | ( 2.87) | 39 | ( 1.54) | 74 | ( 2.91) | 46 | ( 1.81) | 76 | ( 2.99) | 54 | ( 2.13) | 77 | ( 3.03) | 63 | ( 2.48) | 79 | ( 3.11) | 75 | ( 2.95) |
| Nov | 10 | ( 0.39) | 1 | ( 0.04) | 11 | ( 0.43) | 1 | ( 0.04) | 12 | ( 0.47) | 1 | ( 0.04) | 12 | ( 0.47) | 1 | ( 0.04) | 13 | ( 0.51) | 1 | ( 0.04) | 13 | ( 0.51) | 9 | ( 0.35) |
| Season | 957 | (37.66) | 751 | (29.57) | 976 | (38.42) | 790 | (31.10) | 995 | (39.18) | 834 | (32.84) | 1021 | (40.19) | 884 | (34.80) | 1053 | (41.45) | 951 | (37.45) | 1077 | (42.39) | 1008 | (39.67) |



REGION: 7 Medford-Grants Pass
CROP: Pears

| MONTH | 5 out of 10 years | | | | 6 out of 10 years | | | | 7 out of 10 years | | | | 8 out of 10 years | | | | 9 out of 10 years | | | | 19 out of 20 years | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | ET crop | | Net IRR | | ET crop | | Net IRR | | ET crop | | Net IRR | | ET crop | | Net IRR | | ET crop | | Net IRR | | ET crop | | Net IRR | |
| | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. | mm | in. |
| March | 44 | ( 1.73) | 4 | ( 0.16) | 44 | ( 1.73) | 5 | ( 0.20) | 45 | ( 1.77) | 7 | ( 0.28) | 49 | ( 1.93) | 15 | ( 0.59) | 52 | ( 2.05) | 28 | ( 1.10) | 57 | ( 2.24) | 36 | ( 1.42) |
| April | 81 | ( 3.19) | 51 | ( 2.01) | 83 | ( 3.27) | 56 | ( 2.20) | 88 | ( 3.46) | 61 | ( 2.40) | 90 | ( 3.54) | 68 | ( 2.68) | 93 | ( 3.66) | 77 | ( 3.03) | 96 | ( 3.78) | 81 | ( 3.19) |
| May | 128 | ( 5.04) | 96 | ( 3.78) | 131 | ( 5.16) | 102 | ( 4.02) | 134 | ( 5.28) | 109 | ( 4.29) | 137 | ( 5.39) | 117 | ( 4.61) | 141 | ( 5.55) | 126 | ( 4.96) | 147 | ( 5.79) | 135 | ( 5.31) |
| June | 170 | ( 6.69) | 148 | ( 5.83) | 172 | ( 6.77) | 153 | ( 6.02) | 175 | ( 6.89) | 161 | ( 6.34) | 179 | ( 7.05) | 169 | ( 6.65) | 185 | ( 7.28) | 176 | ( 6.93) | 189 | ( 7.44) | 184 | ( 7.24) |
| July | 212 | ( 8.35) | 207 | ( 8.15) | 216 | ( 8.50) | 212 | ( 8.35) | 218 | ( 8.58) | 215 | ( 8.46) | 220 | ( 8.66) | 218 | ( 8.58) | 227 | ( 8.94) | 222 | ( 8.74) | 229 | ( 9.02) | 226 | ( 8.90) |
| Aug | 177 | ( 6.97) | 172 | ( 6.77) | 179 | ( 7.05) | 176 | ( 6.93) | 182 | ( 7.17) | 180 | ( 7.09) | 185 | ( 7.28) | 184 | ( 7.24) | 190 | ( 7.48) | 190 | ( 7.48) | 193 | ( 7.60) | 193 | ( 7.60) |
| Sep | 123 | ( 4.84) | 104 | ( 4.09) | 125 | ( 4.92) | 108 | ( 4.25) | 126 | ( 4.96) | 112 | ( 4.41) | 129 | ( 5.08) | 117 | ( 4.61) | 133 | ( 5.24) | 123 | ( 4.84) | 136 | ( 5.35) | 128 | ( 5.04) |
| Oct | 61 | ( 2.40) | 22 | ( 0.87) | 62 | ( 2.44) | 29 | ( 1.14) | 63 | ( 2.48) | 34 | ( 1.34) | 64 | ( 2.52) | 45 | ( 1.77) | 68 | ( 2.68) | 53 | ( 2.09) | 69 | ( 2.72) | 64 | ( 2.52) |
| Nov | 18 | ( 0.71) | 1 | ( 0.04) | 18 | ( 0.71) | 1 | ( 0.04) | 19 | ( 0.75) | 1 | ( 0.04) | 19 | ( 0.75) | 1 | ( 0.04) | 22 | ( 0.87) | 2 | ( 0.08) | 22 | ( 0.87) | 13 | ( 0.51) |
| Season | 1014 | (39.92) | 805 | (31.70) | 1030 | (40.55) | 842 | (33.15) | 1050 | (41.34) | 880 | (34.65) | 1072 | (42.20) | 934 | (36.77) | 1111 | (43.75) | 997 | (39.25) | 1138 | (44.81) | 1060 | (41.73) |

36.14/12 = 3.0 af/ac

## Kelly Starnes

**From:** Debbie Colbert
**Sent:** Friday, December 19, 2008 7:02 PM
**To:** Kelly Starnes
**Subject:** RE: Transfer Application T-10465 Rogue River Valley Irrigation District

Kelly,

Sounds good.

On Condition 12 - Would you check with the applicant on this? If they are proposing to prove up under the "Eagle Point scenario" and then lease instream then we need to grab all of those related conditions from the Eagle Point transfer. If they are not concerned about leasing in the interim, then we go with a standard condition for proving up but give them the amount of time they think will be necessary to get the new screens in place.

I'm very familiar with the deal we worked out on the Eagle Point transfer and can get you up to speed if that would help. Let's find out what the applicants intent is on this front.
Thanks again for your help on this transfer!!!
Debbie

Debbie Colbert
Field Services Division Administrator
debbie.l.colbert@wrd.state.or.us
Phone: 503-986-0878 Fax: 503-986-0903
Oregon Water Resources Department
725 NE Summer Street, Suite A
Salem, OR 97301-1266
www.wrd.state.or.us

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**From:** Kelly Starnes
**Sent:** Thursday, December 18, 2008 9:05 AM
**To:** Debbie Colbert
**Subject:** RE: Transfer Application T-10465 Rogue River Valley Irrigation District

Hey Debbie –

Follow up to the questions you noted in the dpd.

Finding 17 – The finding needed to be expanded to say that Talent Irrigation District will not be proving up on Permit S-25915 on the "from" lands, thus eliminating a conflict in water rights.

Finding 18 – "consents" to the transfer works for me.

Finding 21 – Enlargement of the irrigation rights beyond the rates and volumes beneficially used could potentially injure other water rights. I believe we need to spell out the limits of each right in order to prevent enlargement and injury.

Condition 12 – I do not believe this condition should be in there. There appears to be an issue

of the fish screen not being up to standard at the proposed APOD (Medford Water Commission). ODFW suggested the language (borrowed from the Eagle Point transfer?) so that the transferred rights could be "parked" instream until the fish screen was brought up to standards. My suggestion would be that instead of leasing, the completion date of the transfer could be extended until the screen was fixed.

Let me know what you think.

Kelly

**From:** Debbie Colbert
**Sent:** Tuesday, December 16, 2008 3:32 PM
**To:** Kelly Starnes
**Subject:** RE: Transfer Application T-10465 Rogue River Valley Irrigation District

Nice job, Kelly. Cover looks good. Had a few suggestions and questions that I embedded in the attached dpd draft.
Thanks,
Debbie

**From:** Kelly Starnes
**Sent:** Tuesday, December 16, 2008 3:17 PM
**To:** Debbie Colbert
**Subject:** Transfer Application T-10465 Rogue River Valley Irrigation District

Hey Debbie –

Attached is a dpd for that transfer from RRVID to Central Point. The enlargement findings I came up with are Nos. 22, 23, and 24 (Conditions 5 through 9). Please read and see if they make sense.

Cover letter attached too.

Kelly


Kelly Starnes e-mail:Patrick.K.STARNES@wrd.state.or.us
Water Right Inspector
Oregon Water Resources Department
Voice: (503)-986-0886 FAX: (503)-986-0903

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK for PRIMARY IRRIGATION OF 204.2 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 SEPTEMBER 14, 1899. This right is limited to 1.45 CUBIC FEET PER SECOND (CFS), or its equivalent in case of rotation, measured at the head of the ditch or the point where the same leaves the stream, from April 1st to October 1st of each year.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20. |
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29. |

A description of the place of use to which this right is appurtenant is as follows:

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 18 | SE NW | 20.0 |
| 36 S | 1 E | WM | 19 | SW NW | 4.6 |
| 36 S | 1 E | WM | 19 | NW SW | 25.4 |
| 36 S | 1 W | WM | 22 | NE SW | 20.4 |
| 36 S | 1 W | WM | 22 | NW SW | 2.0 |
| 36 S | 1 W | WM | 22 | SW SW | 11.2 |
| 36 S | 1 W | WM | 22 | SE SW | 28.8 |
| 36 S | 1 W | WM | 29 | SE SW | 15.4 |
| 36 S | 1 W | WM | 30 | NW SE | 11.0 |
| 36 S | 1 W | WM | 30 | SW SE | 7.6 |
| 36 S | 1 W | WM | 30 | SE SE | 4.7 |
| 36 S | 1 W | WM | 32 | NW NE | 19.0 |
| 36 S | 1 W | WM | 32 | NE NW | 10.6 |
| 37 S | 1 W | WM | 5 | SW NW | 2.2 |
| 37 S | 1 W | WM | 6 | NW SW | 9.6 |
| 37 S | 2 W | WM | 4 | NW SW | 6.1 |
| 37 S | 2 W | WM | 4 | SW SW | 5.6 |

This certificate describes that portion of the water right confirmed by Certificate 80566, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered _____, approving Transfer Application 10465.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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

WITNESS the signature of the Water Resources Director, affixed _____.

_____
Phillip C. Ward, Director

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MEDFORD IRRIGATION DISTRICT
1340 MEYERS LANE
MEDFORD, OREGON 97501

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN RD
MEDFORD, OREGON 97501

confirms the right to use the waters of NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK for PRIMARY IRRIGATION OF 1126.5 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, Page 498. The date of priority is SEPTEMBER 14, 1899. This right is limited to 8.04 CUBIC FEET PER SECOND (CFS), or its equivalent in case of rotation, measured at the head of the ditch or the point where the same leaves the natural stream, from April 1st to October 1st of each year.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20. |
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29. |

A description of the place of use to which this right is appurtenant is as follows:

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 14 | NE SW | 2.00 |
| 36 S | 1 E | WM | 15 | NE NE | 10.00 |
| 36 S | 1 E | WM | 18 | SE NE | 20.00 |
| 36 S | 1 E | WM | 19 | SW NE | 3.00 |
| 36 S | 1 E | WM | 19 | NW SE | 7.00 |
| 36 S | 1 E | WM | 30 | NW NE | 10.00 |
| 36 S | 1 W | WM | 8 | NE SE | 6.00 |
| 36 S | 1 W | WM | 9 | NW SW | 4.00 |
| 36 S | 1 W | WM | 13 | SE SE | 20.00 |
| 36 S | 1 W | WM | 16 | NW NE | 10.00 |
| 36 S | 1 W | WM | 20 | SE SE | 15.60 |
| 36 S | 1 W | WM | 21 | SW SW | 10.00 |
| 36 S | 1 W | WM | 23 | NE SW | 5.00 |
| 36 S | 1 W | WM | 23 | NW SE | 8.00 |
| 36 S | 1 W | WM | 29 | NE NW | 25.30 |
| 36 S | 1 W | WM | 29 | NW NW | 16.76 |
| 36 S | 1 W | WM | 29 | NE SW | 21.00 |
| 36 S | 1 W | WM | 29 | NW SW | 15.00 |
| 36 S | 1 W | WM | 29 | SW SW | 20.00 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 29 | SE SW | 20.0 |
| 36 S | 1 W | WM | 30 | NE NE | 8.0 |
| 36 S | 1 W | WM | 30 | NW NE | 8.0 |
| 36 S | 1 W | WM | 30 | SW NE | 10.0 |
| 36 S | 1 W | WM | 30 | NE SW | 10.0 |
| 36 S | 1 W | WM | 32 | SE SW | 15.0 |
| 36 S | 1 W | WM | 33 | NE NE | 5.0 |
| 36 S | 1 W | WM | 33 | NW NE | 38.0 |
| 36 S | 1 W | WM | 33 | SW NE | 31.0 |
| 36 S | 1 W | WM | 33 | SE SW | 10.0 |
| 36 S | 2 E | WM | 30 | NE NE | 18.0 |
| 36 S | 2 W | WM | 14 | NE SW | 5.0 |
| 36 S | 2 W | WM | 14 | SE SW | 15.0 |
| 36 S | 2 W | WM | 21 | NW NE | 10.0 |
| 36 S | 2 W | WM | 22 | NE NW | 10.0 |
| 36 S | 2 W | WM | 22 | NE SE | 40.0 |
| 36 S | 2 W | WM | 24 | NW SW | 10.0 |
| 36 S | 2 W | WM | 24 | SE SW | 10.0 |
| 36 S | 2 W | WM | 24 | NE SE | 20.0 |
| 36 S | 2 W | WM | 24 | NW SE | 20.0 |
| 36 S | 2 W | WM | 24 | SW SE | 10.0 |
| 36 S | 2 W | WM | 25 | SE NE | 10.0 |
| 36 S | 2 W | WM | 25 | NE NW | 10.0 |
| 36 S | 2 W | WM | 25 | NE SW | 10.0 |
| 36 S | 2 W | WM | 25 | NE SE | 5.0 |
| 36 S | 2 W | WM | 25 | NW SE | 5.0 |
| 36 S | 2 W | WM | 26 | NE SW | 40.0 |
| 36 S | 2 W | WM | 26 | SW SW | 3.0 |
| 36 S | 2 W | WM | 27 | SE SE | 7.0 |
| 36 S | 2 W | WM | 35 | NW NW | 10.0 |
| 36 S | 2 W | WM | 35 | SW NW | 10.0 |
| 36 S | 2 W | WM | 35 | NE SW | 10.0 |
| 36 S | 2 W | WM | 35 | NW SE | 10.0 |
| 36 S | 2 W | WM | 35 | SW SE | 10.0 |
| 37 S | 1 W | WM | 5 | NW NE | 10.0 |
| 37 S | 1 W | WM | 5 | NE NW | 8.0 |
| 37 S | 1 W | WM | 5 | NW NW | 2.0 |
| 37 S | 1 W | WM | 5 | NW SW | 4.8 |
| 37 S | 1 W | WM | 6 | SE NE | 10.0 |
| 37 S | 1 W | WM | 6 | NE SE | 20.0 |
| 37 S | 1 W | WM | 7 | SE NE | 10.0 |
| 37 S | 1 W | WM | 18 | NW NW | 10.0 |
| 37 S | 1 W | WM | 18 | SW NW | 5.0 |
| 37 S | 1 W | WM | 18 | SE NW | 25.0 |
| 37 S | 1 W | WM | 19 | NW NW | 10.0 |
| 37 S | 2 W | WM | 1 | NW NW | 10.0 |
| 37 S | 2 W | WM | 1 | SE NW | 10.0 |
| 37 S | 2 W | WM | 1 | NW SW | 19.0 |
| 37 S | 2 W | WM | 1 | SE SW | 10.0 |
| 37 S | 2 W | WM | 1 | SW SE | 10.0 |
| 37 S | 2 W | WM | 2 | NE NE | 5.0 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 2 | NE SE | 1.0 |
| 37 S | 2 W | WM | 11 | SW NE | 12.0 |
| 37 S | 2 W | WM | 11 | SW NW | 25.0 |
| 37 S | 2 W | WM | 11 | SE NW | 25.0 |
| 37 S | 2 W | WM | 11 | NE SW | 40.0 |
| 37 S | 2 W | WM | 11 | NW SW | 10.0 |
| 37 S | 2 W | WM | 11 | SE SW | 17.0 |
| 37 S | 2 W | WM | 11 | NW SE | 18.0 |
| 37 S | 2 W | WM | 11 | SW SE | 3.0 |
| 37 S | 2 W | WM | 12 | NW NE | 27.0 |
| 37 S | 2 W | WM | 12 | NE NW | 3.0 |
| 37 S | 2 W | WM | 12 | SW SW | 10.0 |
| 37 S | 2 W | WM | 13 | NE NW | 10.0 |
| 37 S | 2 W | WM | 13 | NW SE | 10.0 |
| 37 S | 2 W | WM | 13 | SW SE | 5.0 |
| 37 S | 2 W | WM | 13 | SE SE | 10.0 |
| 37 S | 2 W | WM | 14 | NW NE | 10.0 |
| 37 S | 2 W | WM | 14 | SE NE | 10.0 |
| 37 S | 2 W | WM | 24 | NE NE | 10.0 |

This certificate describes that portion of the water right confirmed by Certificate 80567, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered _____, approving Transfer Application 10465.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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

WITNESS the signature of the Water Resources Director, affixed _____.

_____
Phillip C. Ward, Director

 Recorded in State Record of Water Right Certificates numbered 85286.

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK, for IRRIGATION OF 8950.3 AND SUPPLEMENTAL IRRIGATION OF 675.2 ACRES.

This right was perfected under Permit E-19. The date of priority is JULY 23, 1909. This right is limited to 49.34 CUBIC FEET PER SECOND (CFS) INTO HOPKINS CANAL AT BRADSHAW DROP, or its equivalent in case of rotation, measured at the point of diversion from the source.

This certificate, together with Certificate 80570 for irrigation within the Medford Irrigation District, confirms all water rights perfected under Permit E-19. Total diversions through the Main Canal from North Fork and South Fork of Little Butte Creek shall not exceed 140 CFS at any one time, 50 CFS for Rogue River Valley Irrigation District and 90 CFS for Medford Irrigation District. Total diversions from North Fork Little Butte Creek shall not exceed 125 CFS at any one time. Total diversions from South Fork Little Butte Creek shall not exceed 100 CFS at any one time.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20. |
| 36 S | 2 E | WM | 29 | NE SE | SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E¼ CORNER OF SECTION 29. |

The amount of water used for irrigation is limited to a diversion of ONE-HUNDREDTH 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 to which this right is appurtenant is as follows:

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 7 | NW NE | 12.1 |
| 36 S | 1 E | WM | 7 | SW NE | 17.8 |
| 36 S | 1 E | WM | 7 | NE NW | 5.8 |
| 36 S | 1 E | WM | 7 | NE SE | 6.7 |
| 36 S | 1 E | WM | 7 | NW SE | 8.2 |
| 36 S | 1 E | WM | 7 | SE SE | 6.3 |
| 36 S | 1 E | WM | 18 | NE NE | 25.0 |
| 36 S | 1 E | WM | 18 | NW NE | 17.9 |
| 36 S | 1 E | WM | 18 | SW NE | 35.5 |
| 36 S | 1 E | WM | 18 | SE NE | 2.9 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 18 | SW NW | 0.5 |
| 36 S | 1 E | WM | 18 | SE NW | 5.7 |
| 36 S | 1 E | WM | 18 | NE SW | 36.6 |
| 36 S | 1 E | WM | 18 | NW SW | 23.6 |
| 36 S | 1 E | WM | 18 | SW SW | 18.9 |
| 36 S | 1 E | WM | 18 | SE SW | 39.9 |
| 36 S | 1 E | WM | 18 | NE SE | 3.0 |
| 36 S | 1 E | WM | 18 | NW SE | 38.0 |
| 36 S | 1 E | WM | 18 | SW SE | 24.4 |
| 36 S | 1 E | WM | 19 | NW NE | 29.8 |
| 36 S | 1 E | WM | 19 | SW NE | 38.5 |
| 36 S | 1 E | WM | 19 | SE NE | 33.6 |
| 36 S | 1 E | WM | 19 | NE NW | 39.9 |
| 36 S | 1 E | WM | 19 | NW NW | 25.9 |
| 36 S | 1 E | WM | 19 | SW NW | 14.4 |
| 36 S | 1 E | WM | 19 | SE NW | 37.6 |
| 36 S | 1 E | WM | 19 | NE SW | 33.3 |
| 36 S | 1 E | WM | 19 | NW SW | 9.5 |
| 36 S | 1 E | WM | 19 | SE SW | 19.7 |
| 36 S | 1 E | WM | 19 | NE SE | 34.7 |
| 36 S | 1 E | WM | 19 | NW SE | 20.0 |
| 36 S | 1 E | WM | 19 | SW SE | 24.0 |
| 36 S | 1 E | WM | 19 | SE SE | 28.2 |
| 36 S | 1 E | WM | 20 | SW NW | 6.3 |
| 36 S | 1 E | WM | 20 | NW SW | 20.0 |
| 36 S | 1 E | WM | 30 | NE NE | 4.3 |
| 36 S | 1 E | WM | 30 | NW NE | 22.9 |
| 36 S | 1 E | WM | 30 | SW NE | 13.6 |
| 36 S | 1 E | WM | 30 | NE NW | 11.1 |
| 36 S | 1 W | WM | 8 | SW NE | 32.0 |
| 36 S | 1 W | WM | 8 | SE NE | 29.1 |
| 36 S | 1 W | WM | 8 | NE SW | 7.9 |
| 36 S | 1 W | WM | 8 | NE SE | 35.2 |
| 36 S | 1 W | WM | 8 | NW SE | 20.9 |
| 36 S | 1 W | WM | 8 | SE SE | 8.9 |
| 36 S | 1 W | WM | 9 | NE SW | 19.0 |
| 36 S | 1 W | WM | 9 | NW SW | 32.3 |
| 36 S | 1 W | WM | 9 | SW SW | 17.1 |
| 36 S | 1 W | WM | 9 | SE SW | 5.1 |
| 36 S | 1 W | WM | 9 | NE SE | 5.4 |
| 36 S | 1 W | WM | 9 | NW SE | 1.2 |
| 36 S | 1 W | WM | 9 | SW SE | 9.6 |
| 36 S | 1 W | WM | 9 | SE SE | 28.7 |
| 36 S | 1 W | WM | 10 | SW SW | 10.9 |
| 36 S | 1 W | WM | 10 | SE SW | 22.8 |
| 36 S | 1 W | WM | 10 | SW SE | 10.1 |
| 36 S | 1 W | WM | 13 | SW NE | 2.5 |
| 36 S | 1 W | WM | 13 | SE NW | 2.6 |
| 36 S | 1 W | WM | 13 | NE SW | 8.4 |
| 36 S | 1 W | WM | 13 | SW SW | 12.5 |
| 36 S | 1 W | WM | 13 | NE SE | 9.0 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 13 | NW SE | 6.5 |
| 36 S | 1 W | WM | 13 | SE SE | 9.8 |
| 36 S | 1 W | WM | 14 | SW NE | 3.4 |
| 36 S | 1 W | WM | 14 | SW NW | 18.4 |
| 36 S | 1 W | WM | 14 | NE SW | 17.5 |
| 36 S | 1 W | WM | 14 | NW SW | 13.9 |
| 36 S | 1 W | WM | 14 | SE SW | 0.2 |
| 36 S | 1 W | WM | 14 | NE SE | 24.1 |
| 36 S | 1 W | WM | 14 | NW SE | 5.7 |
| 36 S | 1 W | WM | 14 | SW SE | 6.2 |
| 36 S | 1 W | WM | 14 | SE SE | 3.3 |
| 36 S | 1 W | WM | 15 | NW NE | 22.9 |
| 36 S | 1 W | WM | 15 | SW NE | 9.5 |
| 36 S | 1 W | WM | 15 | SE NE | 30.8 |
| 36 S | 1 W | WM | 15 | NE NW | 23.3 |
| 36 S | 1 W | WM | 15 | NW NW | 19.5 |
| 36 S | 1 W | WM | 15 | SW NW | 3.9 |
| 36 S | 1 W | WM | 15 | SE NW | 24.8 |
| 36 S | 1 W | WM | 15 | NE SW | 2.3 |
| 36 S | 1 W | WM | 15 | NW SW | 5.2 |
| 36 S | 1 W | WM | 15 | NE SE | 27.0 |
| 36 S | 1 W | WM | 15 | NW SE | 7.2 |
| 36 S | 1 W | WM | 15 | SW SE | 2.1 |
| 36 S | 1 W | WM | 15 | SE SE | 34.6 |
| 36 S | 1 W | WM | 16 | SW NE | 19.3 |
| 36 S | 1 W | WM | 16 | SE NE | 14.0 |
| 36 S | 1 W | WM | 16 | SW NW | 2.3 |
| 36 S | 1 W | WM | 16 | SE NW | 3.7 |
| 36 S | 1 W | WM | 16 | NE SE | 3.7 |
| 36 S | 1 W | WM | 16 | NW SE | 0.6 |
| 36 S | 1 W | WM | 17 | SW NE | 18.4 |
| 36 S | 1 W | WM | 17 | SE NE | 0.1 |
| 36 S | 1 W | WM | 17 | NE SE | 1.9 |
| 36 S | 1 W | WM | 17 | NW SE | 14.5 |
| 36 S | 1 W | WM | 18 | NW NW | 1.5 |
| 36 S | 1 W | WM | 19 | SW SW | 5.8 |
| 36 S | 1 W | WM | 19 | SE SW | 0.4 |
| 36 S | 1 W | WM | 19 | SW SE | 0.1 |
| 36 S | 1 W | WM | 19 | SE SE | 6.3 |
| 36 S | 1 W | WM | 20 | SW SW | 1.9 |
| 36 S | 1 W | WM | 20 | SE SW | 0.2 |
| 36 S | 1 W | WM | 21 | Hoover Ponds County Park | |
| 36 S | 1 W | WM | 22 | NE NE | 25.2 |
| 36 S | 1 W | WM | 22 | SW NE | 4.9 |
| 36 S | 1 W | WM | 22 | SE NE | 4.9 |
| 36 S | 1 W | WM | 23 | SW NE | 18.4 |
| 36 S | 1 W | WM | 23 | SE NE | 9.7 |
| 36 S | 1 W | WM | 23 | NW NW | 11.1 |
| 36 S | 1 W | WM | 23 | SW NW | 19.3 |
| 36 S | 1 W | WM | 23 | SE NW | 20.7 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 23 | NE SW | 2.0 |
| 36 S | 1 W | WM | 23 | NE SE | 32.6 |
| 36 S | 1 W | WM | 23 | NW SE | 20.0 |
| 36 S | 1 W | WM | 24 | NE NE | 28.2 |
| 36 S | 1 W | WM | 24 | NW NE | 1.7 |
| 36 S | 1 W | WM | 24 | SW NE | 0.2 |
| 36 S | 1 W | WM | 24 | SE NE | 18.6 |
| 36 S | 1 W | WM | 24 | NW SW | 15.9 |
| 36 S | 1 W | WM | 27 | NW NE | 7.4 |
| 36 S | 1 W | WM | 27 | NE NW | 26.2 |
| 36 S | 1 W | WM | 27 | NW NW | 27.6 |
| 36 S | 1 W | WM | 27 | SW NW | 33.0 |
| 36 S | 1 W | WM | 27 | NW SW | 20.1 |
| 36 S | 1 W | WM | 28 | NE NE | 13.6 |
| 36 S | 1 W | WM | 28 | NW NE | 4.6 |
| 36 S | 1 W | WM | 28 | SE NE | 6.5 |
| 36 S | 1 W | WM | 28 | SW NW | 16.5 |
| 36 S | 1 W | WM | 28 | SE NW | 21.2 |
| 36 S | 1 W | WM | 28 | SW SW | 32.8 |
| 36 S | 1 W | WM | 28 | SE SW | 28.5 |
| 36 S | 1 W | WM | 28 | NE SE | 12.2 |
| 36 S | 1 W | WM | 28 | NW SE | 1.9 |
| 36 S | 1 W | WM | 28 | SW SE | 26.8 |
| 36 S | 1 W | WM | 28 | SE SE | 24.9 |
| 36 S | 1 W | WM | 29 | NE NE | 2.3 |
| 36 S | 1 W | WM | 29 | NW NE | 3.1 |
| 36 S | 1 W | WM | 29 | SW NE | 21.6 |
| 36 S | 1 W | WM | 29 | SE NE | 17.0 |
| 36 S | 1 W | WM | 29 | SW NW | 10.1 |
| 36 S | 1 W | WM | 29 | SE NW | 9.2 |
| 36 S | 1 W | WM | 29 | NE SW | 15.1 |
| 36 S | 1 W | WM | 29 | NW SW | 15.3 |
| 36 S | 1 W | WM | 29 | SW SW | 4.9 |
| 36 S | 1 W | WM | 29 | SE SW | 4.1 |
| 36 S | 1 W | WM | 29 | NE SE | 1.2 |
| 36 S | 1 W | WM | 29 | NW SE | 4.5 |
| 36 S | 1 W | WM | 29 | SW SE | 38.9 |
| 36 S | 1 W | WM | 29 | SE SE | 31.6 |
| 36 S | 1 W | WM | 30 | NE NE | 12.3 |
| 36 S | 1 W | WM | 30 | NW NE | 25.1 |
| 36 S | 1 W | WM | 30 | SW NE | 10.3 |
| 36 S | 1 W | WM | 30 | NE NW | 18.1 |
| 36 S | 1 W | WM | 30 | NW NW | 25.8 |
| 36 S | 1 W | WM | 30 | SW NW | 10.0 |
| 36 S | 1 W | WM | 30 | SE NW | 22.7 |
| 36 S | 1 W | WM | 30 | NE SW | 4.1 |
| 36 S | 1 W | WM | 30 | NW SW | 30.8 |
| 36 S | 1 W | WM | 30 | SW SW | 39.7 |
| 36 S | 1 W | WM | 30 | SE SW | 39.1 |
| 36 S | 1 W | WM | 30 | NW SE | 1.5 |
| 36 S | 1 W | WM | 30 | SW SE | 20.3 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 30 | SE SE | 5.3 |
| 36 S | 1 W | WM | 31 | NW NE | 1.4 |
| 36 S | 1 W | WM | 31 | NW NW | 4.9 |
| 36 S | 1 W | WM | 31 | SE NW | 4.5 |
| 36 S | 1 W | WM | 31 | NE SW | 17.8 |
| 36 S | 1 W | WM | 31 | NW SW | 5.9 |
| 36 S | 1 W | WM | 31 | SW SW | 7.0 |
| 36 S | 1 W | WM | 31 | SE SW | 29.9 |
| 36 S | 1 W | WM | 31 | NW SE | 15.5 |
| 36 S | 1 W | WM | 32 | NE NE | 37.7 |
| 36 S | 1 W | WM | 32 | NW NE | 20.8 |
| 36 S | 1 W | WM | 32 | SW NE | 39.6 |
| 36 S | 1 W | WM | 32 | SE NE | 29.7 |
| 36 S | 1 W | WM | 32 | NE NW | 27.5 |
| 36 S | 1 W | WM | 32 | NW NW | 27.9 |
| 36 S | 1 W | WM | 32 | SW NW | 25.5 |
| 36 S | 1 W | WM | 32 | SE NW | 39.9 |
| 36 S | 1 W | WM | 32 | NE SW | 19.5 |
| 36 S | 1 W | WM | 32 | NW SW | 3.9 |
| 36 S | 1 W | WM | 32 | SW SW | 4.4 |
| 36 S | 1 W | WM | 32 | SE SW | 21.3 |
| 36 S | 1 W | WM | 32 | NE SE | 11.1 |
| 36 S | 1 W | WM | 32 | NW SE | 11.7 |
| 36 S | 1 W | WM | 32 | SW SE | 28.4 |
| 36 S | 1 W | WM | 32 | SE SE | 37.6 |
| 36 S | 1 W | WM | 33 | NE NE | 6.6 |
| 36 S | 1 W | WM | 33 | NW NE | 0.3 |
| 36 S | 1 W | WM | 33 | SW NE | 5.7 |
| 36 S | 1 W | WM | 33 | SE NE | 0.8 |
| 36 S | 1 W | WM | 33 | NE NW | 38.0 |
| 36 S | 1 W | WM | 33 | NW NW | 37.9 |
| 36 S | 1 W | WM | 33 | SW NW | 22.6 |
| 36 S | 1 W | WM | 33 | SE NW | 38.3 |
| 36 S | 1 W | WM | 33 | NE SW | 36.9 |
| 36 S | 1 W | WM | 33 | NW SW | 36.3 |
| 36 S | 1 W | WM | 33 | SW SW | 38.7 |
| 36 S | 1 W | WM | 33 | SE SW | 27.9 |
| 36 S | 1 W | WM | 33 | NW SE | 23.3 |
| 36 S | 1 W | WM | 33 | SW SE | 1.2 |
| 36 S | 1 W | WM | 36 | NE NE | 12.8 |
| 36 S | 1 W | WM | 36 | SE NE | 15.0 |
| 36 S | 1 W | WM | 36 | NE SE | 7.8 |
| 36 S | 1 W | WM | 36 | NW SE | 0.8 |
| 36 S | 1 W | WM | 36 | SW SE | 9.4 |
| 36 S | 1 W | WM | 36 | SE SE | 8.4 |
| 36 S | 2 W | WM | 13 | NE NE | 18.5 |
| 36 S | 2 W | WM | 21 | SW NE | 9.6 |
| 36 S | 2 W | WM | 21 | SE NE | 1.9 |
| 36 S | 2 W | WM | 21 | NE NW | 2.5 |
| 36 S | 2 W | WM | 21 | SE NW | 15.3 |
| 36 S | 2 W | WM | 21 | NE SW | 36.5 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 21 | NW SW | 22.4 |
| 36 S | 2 W | WM | 21 | SE SW | 15.9 |
| 36 S | 2 W | WM | 21 | NW SE | 7.7 |
| 36 S | 2 W | WM | 21 | SW SE | 13.8 |
| 36 S | 2 W | WM | 21 | SE SE | 6.4 |
| 36 S | 2 W | WM | 22 | SW SW | 13.4 |
| 36 S | 2 W | WM | 23 | NW SE | 29.1 |
| 36 S | 2 W | WM | 23 | SW SE | 19.9 |
| 36 S | 2 W | WM | 23 | SE SE | 35.9 |
| 36 S | 2 W | WM | 25 | NE NE | 25.1 |
| 36 S | 2 W | WM | 25 | SW NE | 0.1 |
| 36 S | 2 W | WM | 25 | SE NE | 25.7 |
| 36 S | 2 W | WM | 25 | NE NW | 10.0 |
| 36 S | 2 W | WM | 25 | NW NW | 26.3 |
| 36 S | 2 W | WM | 25 | NE SE | 23.0 |
| 36 S | 2 W | WM | 25 | NW SE | 5.0 |
| 36 S | 2 W | WM | 25 | SW SE | 14.6 |
| 36 S | 2 W | WM | 25 | SE SE | 26.5 |
| 36 S | 2 W | WM | 26 | NW NE | 31.5 |
| 36 S | 2 W | WM | 26 | NE NW | 0.7 |
| 36 S | 2 W | WM | 26 | NW SW | 1.2 |
| 36 S | 2 W | WM | 26 | SW SW | 2.0 |
| 36 S | 2 W | WM | 26 | SE SW | 2.2 |
| 36 S | 2 W | WM | 26 | NW SE | 7.9 |
| 36 S | 2 W | WM | 26 | SW SE | 20.4 |
| 36 S | 2 W | WM | 26 | SE SE | 4.5 |
| 36 S | 2 W | WM | 27 | NE NE | 5.0 |
| 36 S | 2 W | WM | 27 | NW NE | 2.0 |
| 36 S | 2 W | WM | 27 | SW NE | 25.5 |
| 36 S | 2 W | WM | 27 | NW NW | 24.3 |
| 36 S | 2 W | WM | 27 | SW NW | 25.3 |
| 36 S | 2 W | WM | 27 | SE NW | 26.7 |
| 36 S | 2 W | WM | 27 | NE SW | 29.3 |
| 36 S | 2 W | WM | 27 | NW SW | 10.0 |
| 36 S | 2 W | WM | 27 | SW SW | 0.0 |
| 36 S | 2 W | WM | 27 | NE SE | 0.7 |
| 36 S | 2 W | WM | 27 | NW SE | 4.3 |
| 36 S | 2 W | WM | 27 | SW SE | 19.8 |
| 36 S | 2 W | WM | 27 | SE SE | 2.3 |
| 36 S | 2 W | WM | 28 | NE NE | 26.7 |
| 36 S | 2 W | WM | 28 | NW NE | 6.8 |
| 36 S | 2 W | WM | 28 | SW NE | 17.1 |
| 36 S | 2 W | WM | 28 | SE NE | 21.9 |
| 36 S | 2 W | WM | 28 | NE NW | 9.9 |
| 36 S | 2 W | WM | 28 | NW NW | 2.1 |
| 36 S | 2 W | WM | 28 | SW NW | 1.4 |
| 36 S | 2 W | WM | 28 | SE NW | 25.9 |
| 36 S | 2 W | WM | 28 | NE SW | 0.0 |
| 36 S | 2 W | WM | 28 | NW SW | 5.4 |
| 36 S | 2 W | WM | 28 | SW SW | 21.8 |
| 36 S | 2 W | WM | 28 | SE SW | 17.3 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 28 | NE SE | 0.6 |
| 36 S | 2 W | WM | 28 | NW SE | 3.4 |
| 36 S | 2 W | WM | 28 | SW SE | 4.7 |
| 36 S | 2 W | WM | 31 | NE SE | 12.2 |
| 36 S | 2 W | WM | 31 | SE SE | 1.8 |
| 36 S | 2 W | WM | 32 | NE NE | 1.5 |
| 36 S | 2 W | WM | 32 | SW NE | 8.9 |
| 36 S | 2 W | WM | 32 | SE NE | 23.6 |
| 36 S | 2 W | WM | 32 | SE NW | 16.5 |
| 36 S | 2 W | WM | 32 | NE SW | 35.4 |
| 36 S | 2 W | WM | 32 | NW SW | 38.4 |
| 36 S | 2 W | WM | 32 | SW SW | 27.1 |
| 36 S | 2 W | WM | 32 | SE SW | 38.7 |
| 36 S | 2 W | WM | 32 | NE SE | 40.0 |
| 36 S | 2 W | WM | 32 | NW SE | 39.5 |
| 36 S | 2 W | WM | 32 | SW SE | 32.8 |
| 36 S | 2 W | WM | 32 | SE SE | 31.0 |
| 36 S | 2 W | WM | 33 | NE NE | 12.7 |
| 36 S | 2 W | WM | 33 | NW NE | 19.6 |
| 36 S | 2 W | WM | 33 | SW NE | 31.2 |
| 36 S | 2 W | WM | 33 | SE NE | 32.8 |
| 36 S | 2 W | WM | 33 | NE NW | 24.7 |
| 36 S | 2 W | WM | 33 | NW NW | 34.1 |
| 36 S | 2 W | WM | 33 | SW NW | 37.7 |
| 36 S | 2 W | WM | 33 | SE NW | 39.7 |
| 36 S | 2 W | WM | 33 | NE SW | 37.7 |
| 36 S | 2 W | WM | 33 | NW SW | 35.4 |
| 36 S | 2 W | WM | 33 | SW SW | 32.3 |
| 36 S | 2 W | WM | 33 | SE SW | 32.4 |
| 36 S | 2 W | WM | 33 | NE SE | 32.0 |
| 36 S | 2 W | WM | 33 | NW SE | 30.4 |
| 36 S | 2 W | WM | 33 | SW SE | 33.3 |
| 36 S | 2 W | WM | 33 | SE SE | 22.3 |
| 36 S | 2 W | WM | 34 | NE NE | 18.0 |
| 36 S | 2 W | WM | 34 | NW NE | 32.0 |
| 36 S | 2 W | WM | 34 | SW NE | 40.0 |
| 36 S | 2 W | WM | 34 | SE NE | 40.0 |
| 36 S | 2 W | WM | 34 | NE NW | 29.2 |
| 36 S | 2 W | WM | 34 | NW NW | 16.5 |
| 36 S | 2 W | WM | 34 | SW NW | 5.5 |
| 36 S | 2 W | WM | 34 | SE NW | 26.6 |
| 36 S | 2 W | WM | 34 | NE SW | 20.9 |
| 36 S | 2 W | WM | 34 | NW SW | 0.0 |
| 36 S | 2 W | WM | 34 | SW SW | 20.4 |
| 36 S | 2 W | WM | 34 | SE SW | 25.3 |
| 36 S | 2 W | WM | 34 | NE SE | 24.5 |
| 36 S | 2 W | WM | 34 | NW SE | 5.1 |
| 36 S | 2 W | WM | 34 | SW SE | 0.2 |
| 36 S | 2 W | WM | 34 | SE SE | 9.9 |
| 36 S | 2 W | WM | 35 | NE NE | 17.7 |
| 36 S | 2 W | WM | 35 | SW NE | 6.0 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 35 | SE NE | 8.5 |
| 36 S | 2 W | WM | 35 | NE NW | 17.9 |
| 36 S | 2 W | WM | 35 | NW NW | 25.4 |
| 36 S | 2 W | WM | 35 | SW NW | 28.2 |
| 36 S | 2 W | WM | 35 | SE NW | 27.4 |
| 36 S | 2 W | WM | 35 | NE SW | 23.0 |
| 36 S | 2 W | WM | 35 | NW SW | 39.0 |
| 36 S | 2 W | WM | 35 | SW SW | 17.2 |
| 36 S | 2 W | WM | 35 | SE SW | 23.3 |
| 36 S | 2 W | WM | 35 | NE SE | 15.6 |
| 36 S | 2 W | WM | 35 | NW SE | 27.4 |
| 36 S | 2 W | WM | 35 | SW SE | 12.5 |
| 36 S | 2 W | WM | 35 | SE SE | 31.0 |
| 36 S | 2 W | WM | 36 | NW NE | 2.0 |
| 36 S | 2 W | WM | 36 | SW NE | 19.4 |
| 36 S | 2 W | WM | 36 | NE NW | 6.7 |
| 36 S | 2 W | WM | 36 | NW NW | 4.7 |
| 36 S | 2 W | WM | 36 | SW NW | 6.0 |
| 36 S | 2 W | WM | 36 | SE NW | 12.7 |
| 36 S | 2 W | WM | 36 | NW SW | 6.1 |
| 36 S | 2 W | WM | 36 | SE SW | 3.7 |
| 36 S | 2 W | WM | 36 | NE SE | 30.7 |
| 36 S | 2 W | WM | 36 | NW SE | 12.7 |
| 36 S | 2 W | WM | 36 | SW SE | 11.8 |
| 36 S | 2 W | WM | 36 | SE SE | 10.5 |
| 37 S | 1 W | WM | 4 | NE NW | 25.9 |
| 37 S | 1 W | WM | 4 | NW NW | 36.0 |
| 37 S | 1 W | WM | 4 | SW NW | 31.3 |
| 37 S | 1 W | WM | 4 | SE NW | 5.5 |
| 37 S | 1 W | WM | 5 | NE NE | 37.9 |
| 37 S | 1 W | WM | 5 | NW NE | 27.9 |
| 37 S | 1 W | WM | 5 | SW NE | 27.6 |
| 37 S | 1 W | WM | 5 | SE NE | 36.2 |
| 37 S | 1 W | WM | 5 | NE NW | 30.8 |
| 37 S | 1 W | WM | 5 | NW NW | 17.9 |
| 37 S | 1 W | WM | 5 | SW SW | 4.9 |
| 37 S | 1 W | WM | 5 | NE SE | 2.1 |
| 37 S | 1 W | WM | 6 | NE NE | 31.7 |
| 37 S | 1 W | WM | 6 | NW NE | 21.5 |
| 37 S | 1 W | WM | 6 | NE NW | 6.6 |
| 37 S | 1 W | WM | 6 | NW NW | 4.2 |
| 37 S | 1 W | WM | 6 | SW NW | 34.1 |
| 37 S | 1 W | WM | 6 | SE NW | 29.6 |
| 37 S | 1 W | WM | 6 | NW SW | 5.1 |
| 37 S | 1 W | WM | 8 | NW NW | 9.2 |
| 37 S | 1 W | WM | 18 | NE NE | 0.5 |
| 37 S | 1 W | WM | 18 | SW NE | 27.0 |
| 37 S | 1 W | WM | 18 | SE NE | 4.0 |
| 37 S | 1 W | WM | 18 | NW NW | 2.5 |
| 37 S | 1 W | WM | 18 | NW SW | 6.1 |
| 37 S | 1 W | WM | 18 | SE SW | 8.1 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 18 | NE SE | 1.4 |
| 37 S | 1 W | WM | 18 | NW SE | 10.5 |
| 37 S | 1 W | WM | 18 | SW SE | 1.1 |
| 37 S | 2 W | WM | 1 | SW NE | 9.6 |
| 37 S | 2 W | WM | 1 | NE NW | 6.0 |
| 37 S | 2 W | WM | 1 | NW NW | 12.8 |
| 37 S | 2 W | WM | 1 | SW NW | 1.3 |
| 37 S | 2 W | WM | 1 | SE NW | 2.6 |
| 37 S | 2 W | WM | 1 | NE SW | 18.4 |
| 37 S | 2 W | WM | 1 | NW SW | 22.6 |
| 37 S | 2 W | WM | 1 | SW SW | 20.3 |
| 37 S | 2 W | WM | 1 | SE SW | 29.4 |
| 37 S | 2 W | WM | 1 | NW SE | 7.6 |
| 37 S | 2 W | WM | 1 | SW SE | 2.1 |
| 37 S | 2 W | WM | 2 | NE NE | 28.1 |
| 37 S | 2 W | WM | 2 | NW NE | 4.8 |
| 37 S | 2 W | WM | 2 | SW NE | 3.5 |
| 37 S | 2 W | WM | 2 | SE NE | 32.5 |
| 37 S | 2 W | WM | 2 | NE SW | 5.1 |
| 37 S | 2 W | WM | 2 | NW SW | 1.5 |
| 37 S | 2 W | WM | 2 | NE SE | 19.4 |
| 37 S | 2 W | WM | 2 | NW SE | 8.2 |
| 37 S | 2 W | WM | 2 | SE SE | 2.4 |
| 37 S | 2 W | WM | 3 | NW NE | 9.3 |
| 37 S | 2 W | WM | 3 | SW NE | 0.9 |
| 37 S | 2 W | WM | 3 | NE NW | 2.6 |
| 37 S | 2 W | WM | 3 | NW NW | 9.0 |
| 37 S | 2 W | WM | 3 | SW NW | 36.4 |
| 37 S | 2 W | WM | 3 | SE NW | 14.5 |
| 37 S | 2 W | WM | 3 | NE SW | 16.0 |
| 37 S | 2 W | WM | 3 | NW SW | 37.0 |
| 37 S | 2 W | WM | 3 | SW SW | 16.8 |
| 37 S | 2 W | WM | 3 | SE SW | 37.1 |
| 37 S | 2 W | WM | 3 | NW SE | 16.7 |
| 37 S | 2 W | WM | 3 | SW SE | 12.0 |
| 37 S | 2 W | WM | 4 | NE NE | 32.9 |
| 37 S | 2 W | WM | 4 | NW NE | 39.5 |
| 37 S | 2 W | WM | 4 | SW NE | 39.9 |
| 37 S | 2 W | WM | 4 | SE NE | 32.0 |
| 37 S | 2 W | WM | 4 | NE NW | 39.0 |
| 37 S | 2 W | WM | 4 | NW NW | 34.6 |
| 37 S | 2 W | WM | 4 | SW NW | 39.1 |
| 37 S | 2 W | WM | 4 | SE NW | 39.8 |
| 37 S | 2 W | WM | 4 | NE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NW SW | 33.9 |
| 37 S | 2 W | WM | 4 | SW SW | 32.4 |
| 37 S | 2 W | WM | 4 | SE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NE SE | 38.4 |
| 37 S | 2 W | WM | 4 | NW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SE SE | 38.9 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 5 | NE NE | 40.0 |
| 37 S | 2 W | WM | 5 | NW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SE NE | 40.0 |
| 37 S | 2 W | WM | 5 | NE NW | 23.0 |
| 37 S | 2 W | WM | 5 | NW NW | 11.0 |
| 37 S | 2 W | WM | 5 | SW NW | 5.8 |
| 37 S | 2 W | WM | 5 | SE NW | 35.7 |
| 37 S | 2 W | WM | 5 | NE SW | 2.0 |
| 37 S | 2 W | WM | 5 | NE SE | 39.5 |
| 37 S | 2 W | WM | 5 | NW SE | 22.5 |
| 37 S | 2 W | WM | 5 | SE SE | 14.1 |
| 37 S | 2 W | WM | 9 | NE NE | 33.8 |
| 37 S | 2 W | WM | 9 | NW NE | 34.7 |
| 37 S | 2 W | WM | 9 | SW NE | 38.3 |
| 37 S | 2 W | WM | 9 | SE NE | 34.1 |
| 37 S | 2 W | WM | 9 | NE NW | 38.0 |
| 37 S | 2 W | WM | 9 | NW NW | 16.3 |
| 37 S | 2 W | WM | 9 | SW NW | 5.8 |
| 37 S | 2 W | WM | 9 | SE NW | 38.1 |
| 37 S | 2 W | WM | 9 | NE SW | 1.5 |
| 37 S | 2 W | WM | 9 | NE SE | 28.4 |
| 37 S | 2 W | WM | 9 | NW SE | 13.7 |
| 37 S | 2 W | WM | 9 | SW SE | 2.2 |
| 37 S | 2 W | WM | 9 | SE SE | 36.0 |
| 37 S | 2 W | WM | 10 | NW NE | 8.2 |
| 37 S | 2 W | WM | 10 | SW NE | 2.1 |
| 37 S | 2 W | WM | 10 | NE NW | 6.5 |
| 37 S | 2 W | WM | 10 | NW NW | 31.5 |
| 37 S | 2 W | WM | 10 | SW NW | 17.0 |
| 37 S | 2 W | WM | 10 | SE NW | 0.5 |
| 37 S | 2 W | WM | 10 | NE SW | 2.9 |
| 37 S | 2 W | WM | 10 | NW SW | 16.6 |
| 37 S | 2 W | WM | 10 | SW SW | 33.4 |
| 37 S | 2 W | WM | 10 | SE SW | 25.2 |
| 37 S | 2 W | WM | 10 | NE SE | 2.9 |
| 37 S | 2 W | WM | 10 | NW SE | 8.9 |
| 37 S | 2 W | WM | 10 | SW SE | 29.6 |
| 37 S | 2 W | WM | 10 | SE SE | 29.1 |
| 37 S | 2 W | WM | 11 | SW SW | 24.2 |
| 37 S | 2 W | WM | 11 | SE SE | 1.5 |
| 37 S | 2 W | WM | 12 | NW NE | 1.6 |
| 37 S | 2 W | WM | 12 | SW NE | 3.7 |
| 37 S | 2 W | WM | 12 | SE NE | 5.6 |
| 37 S | 2 W | WM | 12 | NE NW | 30.6 |
| 37 S | 2 W | WM | 12 | NW NW | 10.3 |
| 37 S | 2 W | WM | 12 | SE NW | 6.4 |
| 37 S | 2 W | WM | 12 | SW SW | 5.7 |
| 37 S | 2 W | WM | 12 | NE SE | 20.3 |
| 37 S | 2 W | WM | 12 | NW SE | 25.5 |
| 37 S | 2 W | WM | 12 | SW SE | 3.2 |

| IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 12 | SE SE | 0.2 |
| 37 S | 2 W | WM | 13 | NE NW | 7.7 |
| 37 S | 2 W | WM | 13 | NW NW | 9.6 |
| 37 S | 2 W | WM | 13 | SW NW | 7.0 |
| 37 S | 2 W | WM | 13 | SE NW | 11.8 |
| 37 S | 2 W | WM | 13 | NE SW | 2.1 |
| 37 S | 2 W | WM | 13 | NW SW | 5.2 |
| 37 S | 2 W | WM | 13 | SE SW | 0.1 |
| 37 S | 2 W | WM | 13 | NE SE | 2.8 |
| 37 S | 2 W | WM | 13 | SE SE | 0.1 |
| 37 S | 2 W | WM | 14 | NE NE | 0.6 |
| 37 S | 2 W | WM | 14 | SE NE | 0.2 |
| 37 S | 2 W | WM | 14 | NE NW | 2.3 |
| 37 S | 2 W | WM | 14 | NW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SE NW | 22.0 |
| 37 S | 2 W | WM | 14 | NE SW | 34.7 |
| 37 S | 2 W | WM | 14 | NW SW | 40.0 |
| 37 S | 2 W | WM | 14 | SW SW | 23.6 |
| 37 S | 2 W | WM | 14 | SE SW | 25.8 |
| 37 S | 2 W | WM | 14 | NW SE | 9.7 |
| 37 S | 2 W | WM | 14 | SW SE | 1.6 |
| 37 S | 2 W | WM | 15 | NE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NE NW | 39.0 |
| 37 S | 2 W | WM | 15 | NW NW | 37.5 |
| 37 S | 2 W | WM | 15 | SW NW | 7.9 |
| 37 S | 2 W | WM | 15 | SE NW | 31.7 |
| 37 S | 2 W | WM | 15 | NE SE | 39.5 |
| 37 S | 2 W | WM | 15 | NW SE | 17.4 |
| 37 S | 2 W | WM | 15 | SE SE | 10.2 |
| 37 S | 2 W | WM | 16 | NE NE | 15.2 |
| 37 S | 2 W | WM | 23 | NE NW | 2.6 |
| 37 S | 2 W | WM | 23 | NW NW | 1.7 |
| 37 S | 2 W | WM | 24 | NW NE | 0.3 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 18 | SE NE | 20.0 |
| 36 S | 1 E | WM | 18 | SE NW | 20.0 |
| 36 S | 1 E | WM | 19 | SW NW | 4.6 |
| 36 S | 1 E | WM | 19 | NW SW | 25.4 |
| 36 S | 1 E | WM | 19 | NW SE | 18.0 |
| 36 S | 1 E | WM | 19 | SW SE | 14.0 |
| 36 S | 1 E | WM | 30 | NW NE | 10.0 |
| 36 S | 1 W | WM | 13 | SE SE | 20.0 |
| 36 S | 1 W | WM | 22 | NE SW | 20.4 |
| 36 S | 1 W | WM | 22 | NW SW | 2.0 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 22 | SW SW | 11.2 |
| 36 S | 1 W | WM | 22 | SE SW | 28.8 |
| 36 S | 1 W | WM | 23 | NE SW | 5.0 |
| 36 S | 1 W | WM | 23 | NW SE | 8.0 |
| 36 S | 1 W | WM | 29 | NE NW | 29.1 |
| 36 S | 1 W | WM | 29 | NW NW | 13.9 |
| 36 S | 1 W | WM | 29 | NE SW | 21.0 |
| 36 S | 1 W | WM | 29 | NW SW | 15.0 |
| 36 S | 1 W | WM | 29 | SW SW | 20.0 |
| 36 S | 1 W | WM | 29 | SE SW | 35.5 |
| 36 S | 1 W | WM | 30 | NE NE | 8.0 |
| 36 S | 1 W | WM | 30 | NW NE | 8.0 |
| 36 S | 1 W | WM | 30 | SW NE | 10.0 |
| 36 S | 1 W | WM | 30 | NE SW | 10.0 |
| 36 S | 1 W | WM | 30 | NW SE | 11.0 |
| 36 S | 1 W | WM | 30 | SW SE | 7.6 |
| 36 S | 1 W | WM | 30 | SE SE | 4.7 |
| 36 S | 1 W | WM | 32 | NW NE | 19.0 |
| 36 S | 1 W | WM | 32 | NE NW | 10.6 |
| 36 S | 1 W | WM | 32 | SE SW | 15.0 |
| 36 S | 1 W | WM | 33 | NE NE | 5.0 |
| 36 S | 1 W | WM | 33 | NW NE | 38.0 |
| 36 S | 1 W | WM | 33 | SW NE | 31.0 |
| 36 S | 1 W | WM | 33 | SE SW | 10.0 |
| 36 S | 2 W | WM | 25 | SE NE | 10.0 |
| 36 S | 2 W | WM | 25 | NE NW | 10.0 |
| 36 S | 2 W | WM | 25 | NE SE | 5.0 |
| 36 S | 2 W | WM | 26 | NE SW | 15.1 |
| 36 S | 2 W | WM | 26 | SW SW | 3.0 |
| 36 S | 2 W | WM | 27 | SE SE | 4.0 |
| 36 S | 2 W | WM | 35 | NW NW | 10.0 |
| 36 S | 2 W | WM | 35 | SW NW | 10.0 |
| 36 S | 2 W | WM | 35 | NE SW | 10.0 |
| 36 S | 2 W | WM | 35 | NW SE | 10.0 |
| 36 S | 2 W | WM | 35 | SW SE | 10.0 |
| 37 S | 1 W | WM | 5 | NW NE | 10.0 |
| 37 S | 1 W | WM | 5 | NE NW | 8.0 |
| 37 S | 1 W | WM | 5 | NW NW | 2.0 |
| 37 S | 1 W | WM | 5 | SW NW | 2.2 |
| 37 S | 1 W | WM | 5 | NW SW | 4.8 |
| 37 S | 1 W | WM | 6 | NW SW | 9.6 |
| 37 S | 2 W | WM | 4 | NW SW | 6.1 |
| 37 S | 2 W | WM | 4 | SW SW | 5.6 |

If certain lands within the water right are found to have had legally exercised water rights that have a priority date senior to the date of this permit, then this water right shall be considered supplemental to the senior water right. This water right may not be transferred separately from any senior water right existing for the same lands. If the senior water for the same lands is cancelled, then this water right may be transferred as a primary water right.

This certificate describes that portion of the water right confirmed by Certificate 80569, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered _____, approving Transfer Application 10465.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed _____.

_____
Phillip C. Ward, Director

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of FOUR MILE LAKE RESERVOIR, within the KLAMATH RIVER BASIN; and waters draining or flowing into the CASCADE CANAL; and FISH LAKE RESERVOIR, within the ROGUE RIVER BASIN; as constructed under Permit R-50; for SUPPLEMENTAL IRRIGATION OF 9625.5 ACRES.

This right was perfected under Permit S-407. The date of priority is MARCH 31, 1910. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 49 CUBIC FEET PER SECOND (CFS) INTO HOPKINS CANAL AT BRADSHAW DROP, or its equivalent in case of rotation, measured at the point of diversion from the source.

Water is conveyed from Four Mile Lake via the Cascade Canal, and held, and stored in Fish Lake. Water is re-diverted and released into the North Fork Little Butte Creek, and is re-diverted into the Main Canal shared by Rogue River Valley and Medford Irrigation Districts. At Bradshaw Drop the water spilt between the Hopkins Canal and the Medford Canal.

This certificate, together with certificate numbered 80572 for irrigation within the Medford Irrigation District, and certificate numbered 80573 for manufacturing, confirms all the rights perfect under Permit S-407. Total diversions through the Main Canal from North Fork and South Fork Little Butte Creek shall not exceed 140 CFS at any one time.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 1 E | WM | 8 | SW SW | BRADSHAW DROP |
| 36 S | 2 E | WM | 20 | SE NE | NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E¼ CORNER OF SECTION 20 |
| 36 S | 5 E | WM | 9 | SW NW | FOUR MILE LAKE DAM - 3600 FEET NORTH AND 4200 FEET WEST FROM THE SE CORNER OF SECTION 9 |
| 37 S | 4 E | WM | 4 | SE SE | FISH LAKE DAM - 4000 FEET SOUTH AND 600 FEET WEST FROM THE NE CORNER OF SECTION 4 |

The amount of water used for irrigation 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.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or 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.

A description of the place of use to which this right is appurtenant is as follows:

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 7 | NW NE | 12.1 |
| 36 S | 1 E | WM | 7 | SW NE | 17.8 |
| 36 S | 1 E | WM | 7 | NE NW | 5.8 |
| 36 S | 1 E | WM | 7 | NE SE | 6.7 |
| 36 S | 1 E | WM | 7 | NW SE | 8.2 |
| 36 S | 1 E | WM | 7 | SE SE | 6.3 |
| 36 S | 1 E | WM | 18 | NE NE | 25.0 |
| 36 S | 1 E | WM | 18 | NW NE | 17.9 |
| 36 S | 1 E | WM | 18 | SW NE | 35.5 |
| 36 S | 1 E | WM | 18 | SE NE | 22.9 |
| 36 S | 1 E | WM | 18 | SW NW | 0.5 |
| 36 S | 1 E | WM | 18 | SE NW | 25.7 |
| 36 S | 1 E | WM | 18 | NE SW | 36.6 |
| 36 S | 1 E | WM | 18 | NW SW | 23.6 |
| 36 S | 1 E | WM | 18 | SW SW | 18.9 |
| 36 S | 1 E | WM | 18 | SE SW | 39.9 |
| 36 S | 1 E | WM | 18 | NE SE | 3.0 |
| 36 S | 1 E | WM | 18 | NW SE | 38.0 |
| 36 S | 1 E | WM | 18 | SW SE | 24.4 |
| 36 S | 1 E | WM | 19 | NW NE | 29.8 |
| 36 S | 1 E | WM | 19 | SW NE | 38.5 |
| 36 S | 1 E | WM | 19 | SE NE | 33.6 |
| 36 S | 1 E | WM | 19 | NE NW | 39.9 |
| 36 S | 1 E | WM | 19 | NW NW | 25.9 |
| 36 S | 1 E | WM | 19 | SW NW | 19.0 |
| 36 S | 1 E | WM | 19 | SE NW | 37.6 |
| 36 S | 1 E | WM | 19 | NE SW | 33.3 |
| 36 S | 1 E | WM | 19 | NW SW | 34.9 |
| 36 S | 1 E | WM | 19 | SE SW | 19.7 |
| 36 S | 1 E | WM | 19 | NE SE | 34.7 |
| 36 S | 1 E | WM | 19 | NW SE | 38.0 |
| 36 S | 1 E | WM | 19 | SW SE | 38.0 |
| 36 S | 1 E | WM | 19 | SE SE | 28.2 |
| 36 S | 1 E | WM | 20 | SW NW | 6.3 |
| 36 S | 1 E | WM | 20 | NW SW | 20.0 |
| 36 S | 1 E | WM | 30 | NE NE | 4.3 |
| 36 S | 1 E | WM | 30 | NW NE | 32.9 |
| 36 S | 1 E | WM | 30 | SW NE | 13.6 |
| 36 S | 1 E | WM | 30 | NE NW | 11.1 |
| 36 S | 1 W | WM | 8 | SW NE | 32.0 |
| 36 S | 1 W | WM | 8 | SE NE | 29.1 |
| 36 S | 1 W | WM | 8 | NE SW | 7.9 |
| 36 S | 1 W | WM | 8 | NE SE | 35.2 |
| 36 S | 1 W | WM | 8 | NW SE | 20.9 |
| 36 S | 1 W | WM | 8 | SE SE | 8.9 |
| 36 S | 1 W | WM | 9 | NE SW | 19.0 |
| 36 S | 1 W | WM | 9 | NW SW | 32.3 |
| 36 S | 1 W | WM | 9 | SW SW | 17.1 |
| 36 S | 1 W | WM | 9 | SE SW | 5.1 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 9 | NE SE | 5.4 |
| 36 S | 1 W | WM | 9 | NW SE | 1.2 |
| 36 S | 1 W | WM | 9 | SW SE | 9.6 |
| 36 S | 1 W | WM | 9 | SE SE | 28.7 |
| 36 S | 1 W | WM | 10 | SW SW | 10.9 |
| 36 S | 1 W | WM | 10 | SE SW | 22.8 |
| 36 S | 1 W | WM | 10 | SW SE | 10.1 |
| 36 S | 1 W | WM | 13 | SW NE | 2.5 |
| 36 S | 1 W | WM | 13 | SE NW | 2.6 |
| 36 S | 1 W | WM | 13 | NE SW | 8.4 |
| 36 S | 1 W | WM | 13 | SW SW | 12.5 |
| 36 S | 1 W | WM | 13 | NE SE | 9.0 |
| 36 S | 1 W | WM | 13 | NW SE | 6.5 |
| 36 S | 1 W | WM | 13 | SE SE | 29.8 |
| 36 S | 1 W | WM | 14 | SW NE | 3.4 |
| 36 S | 1 W | WM | 14 | SW NW | 18.4 |
| 36 S | 1 W | WM | 14 | NE SW | 17.5 |
| 36 S | 1 W | WM | 14 | NW SW | 13.9 |
| 36 S | 1 W | WM | 14 | SE SW | 0.2 |
| 36 S | 1 W | WM | 14 | NE SE | 24.1 |
| 36 S | 1 W | WM | 14 | NW SE | 5.7 |
| 36 S | 1 W | WM | 14 | SW SE | 6.2 |
| 36 S | 1 W | WM | 14 | SE SE | 3.3 |
| 36 S | 1 W | WM | 15 | NW NE | 22.9 |
| 36 S | 1 W | WM | 15 | SW NE | 9.5 |
| 36 S | 1 W | WM | 15 | SE NE | 30.8 |
| 36 S | 1 W | WM | 15 | NE NW | 23.3 |
| 36 S | 1 W | WM | 15 | NW NW | 19.5 |
| 36 S | 1 W | WM | 15 | SW NW | 3.9 |
| 36 S | 1 W | WM | 15 | SE NW | 24.8 |
| 36 S | 1 W | WM | 15 | NE SW | 2.3 |
| 36 S | 1 W | WM | 15 | NW SW | 5.2 |
| 36 S | 1 W | WM | 15 | NE SE | 27.0 |
| 36 S | 1 W | WM | 15 | NW SE | 7.2 |
| 36 S | 1 W | WM | 15 | SW SE | 2.1 |
| 36 S | 1 W | WM | 15 | SE SE | 34.6 |
| 36 S | 1 W | WM | 16 | SW NE | 19.3 |
| 36 S | 1 W | WM | 16 | SE NE | 14.0 |
| 36 S | 1 W | WM | 16 | SW NW | 2.3 |
| 36 S | 1 W | WM | 16 | SE NW | 3.7 |
| 36 S | 1 W | WM | 16 | NE SE | 3.7 |
| 36 S | 1 W | WM | 16 | NW SE | 0.6 |
| 36 S | 1 W | WM | 17 | SW NE | 18.4 |
| 36 S | 1 W | WM | 17 | SE NE | 0.1 |
| 36 S | 1 W | WM | 17 | NE SE | 1.9 |
| 36 S | 1 W | WM | 17 | NW SE | 14.5 |
| 36 S | 1 W | WM | 18 | NW NW | 1.5 |
| 36 S | 1 W | WM | 19 | SW SW | 5.8 |
| 36 S | 1 W | WM | 19 | SE SW | 0.4 |
| 36 S | 1 W | WM | 19 | SW SE | 0.1 |
| 36 S | 1 W | WM | 19 | SE SE | 6.3 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 20 | SW SW | 1.9 |
| 36 S | 1 W | WM | 20 | SE SW | 0.2 |
| 36 S | 1 W | WM | 21 | Hoover Ponds County Park | |
| 36 S | 1 W | WM | 22 | NE NE | 25.2 |
| 36 S | 1 W | WM | 22 | SW NE | 4.9 |
| 36 S | 1 W | WM | 22 | SE NE | 4.9 |
| 36 S | 1 W | WM | 22 | NE SW | 20.4 |
| 36 S | 1 W | WM | 22 | NW SW | 2.0 |
| 36 S | 1 W | WM | 22 | SW SW | 11.2 |
| 36 S | 1 W | WM | 22 | SE SW | 28.8 |
| 36 S | 1 W | WM | 23 | SW NE | 18.4 |
| 36 S | 1 W | WM | 23 | SE NE | 9.7 |
| 36 S | 1 W | WM | 23 | NW NW | 11.1 |
| 36 S | 1 W | WM | 23 | SW NW | 19.3 |
| 36 S | 1 W | WM | 23 | SE NW | 20.7 |
| 36 S | 1 W | WM | 23 | NE SW | 7.0 |
| 36 S | 1 W | WM | 23 | NE SE | 32.6 |
| 36 S | 1 W | WM | 23 | NW SE | 28.0 |
| 36 S | 1 W | WM | 24 | NE NE | 28.2 |
| 36 S | 1 W | WM | 24 | NW NE | 1.7 |
| 36 S | 1 W | WM | 24 | SW NE | 0.2 |
| 36 S | 1 W | WM | 24 | SE NE | 18.6 |
| 36 S | 1 W | WM | 24 | NW SW | 15.9 |
| 36 S | 1 W | WM | 27 | NW NE | 7.4 |
| 36 S | 1 W | WM | 27 | NE NW | 26.2 |
| 36 S | 1 W | WM | 27 | NW NW | 27.6 |
| 36 S | 1 W | WM | 27 | SW NW | 33.0 |
| 36 S | 1 W | WM | 27 | NW SW | 20.1 |
| 36 S | 1 W | WM | 28 | NE NE | 13.6 |
| 36 S | 1 W | WM | 28 | NW NE | 4.6 |
| 36 S | 1 W | WM | 28 | SE NE | 6.5 |
| 36 S | 1 W | WM | 28 | SW NW | 16.5 |
| 36 S | 1 W | WM | 28 | SE NW | 21.2 |
| 36 S | 1 W | WM | 28 | SW SW | 32.8 |
| 36 S | 1 W | WM | 28 | SE SW | 28.5 |
| 36 S | 1 W | WM | 28 | NE SE | 12.2 |
| 36 S | 1 W | WM | 28 | NW SE | 1.9 |
| 36 S | 1 W | WM | 28 | SW SE | 26.8 |
| 36 S | 1 W | WM | 28 | SE SE | 24.9 |
| 36 S | 1 W | WM | 29 | NE NE | 2.3 |
| 36 S | 1 W | WM | 29 | NW NE | 3.1 |
| 36 S | 1 W | WM | 29 | SW NE | 21.6 |
| 36 S | 1 W | WM | 29 | SE NE | 17.0 |
| 36 S | 1 W | WM | 29 | NE NW | 29.1 |
| 36 S | 1 W | WM | 29 | NW NW | 13.9 |
| 36 S | 1 W | WM | 29 | SW NW | 10.1 |
| 36 S | 1 W | WM | 29 | SE NW | 9.2 |
| 36 S | 1 W | WM | 29 | NE SW | 36.1 |
| 36 S | 1 W | WM | 29 | NW SW | 30.3 |
| 36 S | 1 W | WM | 29 | SW SW | 24.9 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 29 | SE SW | 39.6 |
| 36 S | 1 W | WM | 29 | NE SE | 1.2 |
| 36 S | 1 W | WM | 29 | NW SE | 4.5 |
| 36 S | 1 W | WM | 29 | SW SE | 38.9 |
| 36 S | 1 W | WM | 29 | SE SE | 31.6 |
| 36 S | 1 W | WM | 30 | NE NE | 20.3 |
| 36 S | 1 W | WM | 30 | NW NE | 33.1 |
| 36 S | 1 W | WM | 30 | SW NE | 20.3 |
| 36 S | 1 W | WM | 30 | NE NW | 18.1 |
| 36 S | 1 W | WM | 30 | NW NW | 25.8 |
| 36 S | 1 W | WM | 30 | SW NW | 10.0 |
| 36 S | 1 W | WM | 30 | SE NW | 22.7 |
| 36 S | 1 W | WM | 30 | NE SW | 14.1 |
| 36 S | 1 W | WM | 30 | NW SW | 30.8 |
| 36 S | 1 W | WM | 30 | SW SW | 39.7 |
| 36 S | 1 W | WM | 30 | SE SW | 39.1 |
| 36 S | 1 W | WM | 30 | NW SE | 12.5 |
| 36 S | 1 W | WM | 30 | SW SE | 27.9 |
| 36 S | 1 W | WM | 30 | SE SE | 10.0 |
| 36 S | 1 W | WM | 31 | NW NE | 1.4 |
| 36 S | 1 W | WM | 31 | NW NW | 4.9 |
| 36 S | 1 W | WM | 31 | SE NW | 4.5 |
| 36 S | 1 W | WM | 31 | NE SW | 17.8 |
| 36 S | 1 W | WM | 31 | NW SW | 5.9 |
| 36 S | 1 W | WM | 31 | SW SW | 7.0 |
| 36 S | 1 W | WM | 31 | SE SW | 29.9 |
| 36 S | 1 W | WM | 31 | NW SE | 15.5 |
| 36 S | 1 W | WM | 32 | NE NE | 37.7 |
| 36 S | 1 W | WM | 32 | NW NE | 39.8 |
| 36 S | 1 W | WM | 32 | SW NE | 39.6 |
| 36 S | 1 W | WM | 32 | SE NE | 29.7 |
| 36 S | 1 W | WM | 32 | NE NW | 38.1 |
| 36 S | 1 W | WM | 32 | NW NW | 27.9 |
| 36 S | 1 W | WM | 32 | SW NW | 25.5 |
| 36 S | 1 W | WM | 32 | SE NW | 39.9 |
| 36 S | 1 W | WM | 32 | NE SW | 19.5 |
| 36 S | 1 W | WM | 32 | NW SW | 3.9 |
| 36 S | 1 W | WM | 32 | SW SW | 4.4 |
| 36 S | 1 W | WM | 32 | SE SW | 36.3 |
| 36 S | 1 W | WM | 32 | NE SE | 11.1 |
| 36 S | 1 W | WM | 32 | NW SE | 11.7 |
| 36 S | 1 W | WM | 32 | SW SE | 28.4 |
| 36 S | 1 W | WM | 32 | SE SE | 37.6 |
| 36 S | 1 W | WM | 33 | NE NE | 11.6 |
| 36 S | 1 W | WM | 33 | NW NE | 38.3 |
| 36 S | 1 W | WM | 33 | SW NE | 36.7 |
| 36 S | 1 W | WM | 33 | SE NE | 0.8 |
| 36 S | 1 W | WM | 33 | NE NW | 38.0 |
| 36 S | 1 W | WM | 33 | NW NW | 37.9 |
| 36 S | 1 W | WM | 33 | SW NW | 22.6 |
| 36 S | 1 W | WM | 33 | SE NW | 38.3 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 33 | NE SW | 36.9 |
| 36 S | 1 W | WM | 33 | NW SW | 36.3 |
| 36 S | 1 W | WM | 33 | SW SW | 38.7 |
| 36 S | 1 W | WM | 33 | SE SW | 37.9 |
| 36 S | 1 W | WM | 33 | NW SE | 23.3 |
| 36 S | 1 W | WM | 33 | SW SE | 1.2 |
| 36 S | 1 W | WM | 36 | NE NE | 12.8 |
| 36 S | 1 W | WM | 36 | SE NE | 15.0 |
| 36 S | 1 W | WM | 36 | NE SE | 7.8 |
| 36 S | 1 W | WM | 36 | NW SE | 0.8 |
| 36 S | 1 W | WM | 36 | SW SE | 9.4 |
| 36 S | 1 W | WM | 36 | SE SE | 8.4 |
| 36 S | 2 W | WM | 13 | NE NE | 18.5 |
| 36 S | 2 W | WM | 21 | SW NE | 9.6 |
| 36 S | 2 W | WM | 21 | SE NE | 1.9 |
| 36 S | 2 W | WM | 21 | NE NW | 2.5 |
| 36 S | 2 W | WM | 21 | SE NW | 15.3 |
| 36 S | 2 W | WM | 21 | NE SW | 36.5 |
| 36 S | 2 W | WM | 21 | NW SW | 22.4 |
| 36 S | 2 W | WM | 21 | SE SW | 15.9 |
| 36 S | 2 W | WM | 21 | NW SE | 7.7 |
| 36 S | 2 W | WM | 21 | SW SE | 13.8 |
| 36 S | 2 W | WM | 21 | SE SE | 6.4 |
| 36 S | 2 W | WM | 22 | SW SW | 13.4 |
| 36 S | 2 W | WM | 23 | NW SE | 29.1 |
| 36 S | 2 W | WM | 23 | SW SE | 19.9 |
| 36 S | 2 W | WM | 23 | SE SE | 35.9 |
| 36 S | 2 W | WM | 25 | NE NE | 25.1 |
| 36 S | 2 W | WM | 25 | SW NE | 0.1 |
| 36 S | 2 W | WM | 25 | SE NE | 35.7 |
| 36 S | 2 W | WM | 25 | NE NW | 20.0 |
| 36 S | 2 W | WM | 25 | NW NW | 26.3 |
| 36 S | 2 W | WM | 25 | NE SE | 28.0 |
| 36 S | 2 W | WM | 25 | NW SE | 5.0 |
| 36 S | 2 W | WM | 25 | SW SE | 14.6 |
| 36 S | 2 W | WM | 25 | SE SE | 26.5 |
| 36 S | 2 W | WM | 26 | NW NE | 31.5 |
| 36 S | 2 W | WM | 26 | NE NW | 0.7 |
| 36 S | 2 W | WM | 26 | NE SW | 15.1 |
| 36 S | 2 W | WM | 26 | NW SW | 1.2 |
| 36 S | 2 W | WM | 26 | SW SW | 5.0 |
| 36 S | 2 W | WM | 26 | SE SW | 2.2 |
| 36 S | 2 W | WM | 26 | NW SE | 7.9 |
| 36 S | 2 W | WM | 26 | SW SE | 20.4 |
| 36 S | 2 W | WM | 26 | SE SE | 4.5 |
| 36 S | 2 W | WM | 27 | NE NE | 5.0 |
| 36 S | 2 W | WM | 27 | NW NE | 2.0 |
| 36 S | 2 W | WM | 27 | SW NE | 25.5 |
| 36 S | 2 W | WM | 27 | NW NW | 24.3 |
| 36 S | 2 W | WM | 27 | SW NW | 25.3 |
| 36 S | 2 W | WM | 27 | SE NW | 26.7 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 27 | NE SW | 29.3 |
| 36 S | 2 W | WM | 27 | NW SW | 10.0 |
| 36 S | 2 W | WM | 27 | NE SE | 0.7 |
| 36 S | 2 W | WM | 27 | NW SE | 4.3 |
| 36 S | 2 W | WM | 27 | SW SE | 19.8 |
| 36 S | 2 W | WM | 27 | SE SE | 6.3 |
| 36 S | 2 W | WM | 28 | NE NE | 26.7 |
| 36 S | 2 W | WM | 28 | NW NE | 6.8 |
| 36 S | 2 W | WM | 28 | SW NE | 17.1 |
| 36 S | 2 W | WM | 28 | SE NE | 21.9 |
| 36 S | 2 W | WM | 28 | NE NW | 9.9 |
| 36 S | 2 W | WM | 28 | NW NW | 2.1 |
| 36 S | 2 W | WM | 28 | SW NW | 1.4 |
| 36 S | 2 W | WM | 28 | SE NW | 25.9 |
| 36 S | 2 W | WM | 28 | NW SW | 5.4 |
| 36 S | 2 W | WM | 28 | SW SW | 21.8 |
| 36 S | 2 W | WM | 28 | SE SW | 17.3 |
| 36 S | 2 W | WM | 28 | NE SE | 0.6 |
| 36 S | 2 W | WM | 28 | NW SE | 3.4 |
| 36 S | 2 W | WM | 28 | SW SE | 4.7 |
| 36 S | 2 W | WM | 31 | NE SE | 12.2 |
| 36 S | 2 W | WM | 31 | SE SE | 1.8 |
| 36 S | 2 W | WM | 32 | NE NE | 1.5 |
| 36 S | 2 W | WM | 32 | SW NE | 8.9 |
| 36 S | 2 W | WM | 32 | SE NE | 23.6 |
| 36 S | 2 W | WM | 32 | SE NW | 16.5 |
| 36 S | 2 W | WM | 32 | NE SW | 35.4 |
| 36 S | 2 W | WM | 32 | NW SW | 38.4 |
| 36 S | 2 W | WM | 32 | SW SW | 27.1 |
| 36 S | 2 W | WM | 32 | SE SW | 38.7 |
| 36 S | 2 W | WM | 32 | NE SE | 40.0 |
| 36 S | 2 W | WM | 32 | NW SE | 39.5 |
| 36 S | 2 W | WM | 32 | SW SE | 32.8 |
| 36 S | 2 W | WM | 32 | SE SE | 31.0 |
| 36 S | 2 W | WM | 33 | NE NE | 12.7 |
| 36 S | 2 W | WM | 33 | NW NE | 19.6 |
| 36 S | 2 W | WM | 33 | SW NE | 31.2 |
| 36 S | 2 W | WM | 33 | SE NE | 32.8 |
| 36 S | 2 W | WM | 33 | NE NW | 24.7 |
| 36 S | 2 W | WM | 33 | NW NW | 34.1 |
| 36 S | 2 W | WM | 33 | SW NW | 37.7 |
| 36 S | 2 W | WM | 33 | SE NW | 39.7 |
| 36 S | 2 W | WM | 33 | NE SW | 37.7 |
| 36 S | 2 W | WM | 33 | NW SW | 35.4 |
| 36 S | 2 W | WM | 33 | SW SW | 32.3 |
| 36 S | 2 W | WM | 33 | SE SW | 32.4 |
| 36 S | 2 W | WM | 33 | NE SE | 32.0 |
| 36 S | 2 W | WM | 33 | NW SE | 30.4 |
| 36 S | 2 W | WM | 33 | SW SE | 33.3 |
| 36 S | 2 W | WM | 33 | SE SE | 22.3 |
| 36 S | 2 W | WM | 34 | NE NE | 18.0 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 34 | NW NE | 32.0 |
| 36 S | 2 W | WM | 34 | SW NE | 40.0 |
| 36 S | 2 W | WM | 34 | SE NE | 40.0 |
| 36 S | 2 W | WM | 34 | NE NW | 29.2 |
| 36 S | 2 W | WM | 34 | NW NW | 16.5 |
| 36 S | 2 W | WM | 34 | SW NW | 5.5 |
| 36 S | 2 W | WM | 34 | SE NW | 26.6 |
| 36 S | 2 W | WM | 34 | NE SW | 20.9 |
| 36 S | 2 W | WM | 34 | SW SW | 20.4 |
| 36 S | 2 W | WM | 34 | SE SW | 25.3 |
| 36 S | 2 W | WM | 34 | NE SE | 24.5 |
| 36 S | 2 W | WM | 34 | NW SE | 5.1 |
| 36 S | 2 W | WM | 34 | SW SE | 0.2 |
| 36 S | 2 W | WM | 34 | SE SE | 9.9 |
| 36 S | 2 W | WM | 35 | NE NE | 17.7 |
| 36 S | 2 W | WM | 35 | SW NE | 6.0 |
| 36 S | 2 W | WM | 35 | SE NE | 8.5 |
| 36 S | 2 W | WM | 35 | NE NW | 17.9 |
| 36 S | 2 W | WM | 35 | NW NW | 35.4 |
| 36 S | 2 W | WM | 35 | SW NW | 38.2 |
| 36 S | 2 W | WM | 35 | SE NW | 27.4 |
| 36 S | 2 W | WM | 35 | NE SW | 33.0 |
| 36 S | 2 W | WM | 35 | NW SW | 39.0 |
| 36 S | 2 W | WM | 35 | SW SW | 17.2 |
| 36 S | 2 W | WM | 35 | SE SW | 23.3 |
| 36 S | 2 W | WM | 35 | NE SE | 15.6 |
| 36 S | 2 W | WM | 35 | NW SE | 37.4 |
| 36 S | 2 W | WM | 35 | SW SE | 22.5 |
| 36 S | 2 W | WM | 35 | SE SE | 31.0 |
| 36 S | 2 W | WM | 36 | NW NE | 2.0 |
| 36 S | 2 W | WM | 36 | SW NE | 19.4 |
| 36 S | 2 W | WM | 36 | NE NW | 6.7 |
| 36 S | 2 W | WM | 36 | NW NW | 4.7 |
| 36 S | 2 W | WM | 36 | SW NW | 6.0 |
| 36 S | 2 W | WM | 36 | SE NW | 12.7 |
| 36 S | 2 W | WM | 36 | NW SW | 6.1 |
| 36 S | 2 W | WM | 36 | SE SW | 3.7 |
| 36 S | 2 W | WM | 36 | NE SE | 30.7 |
| 36 S | 2 W | WM | 36 | NW SE | 12.7 |
| 36 S | 2 W | WM | 36 | SW SE | 11.8 |
| 36 S | 2 W | WM | 36 | SE SE | 10.5 |
| 37 S | 1 W | WM | 4 | NE NW | 25.9 |
| 37 S | 1 W | WM | 4 | NW NW | 36.0 |
| 37 S | 1 W | WM | 4 | SW NW | 31.3 |
| 37 S | 1 W | WM | 4 | SE NW | 5.5 |
| 37 S | 1 W | WM | 5 | NE NE | 37.9 |
| 37 S | 1 W | WM | 5 | NW NE | 37.9 |
| 37 S | 1 W | WM | 5 | SW NE | 27.6 |
| 37 S | 1 W | WM | 5 | SE NE | 36.2 |
| 37 S | 1 W | WM | 5 | NE NW | 38.8 |
| 37 S | 1 W | WM | 5 | NW NW | 19.9 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 1 W | WM | 5 | SW NW | 2.2 |
| 37 S | 1 W | WM | 5 | NW SW | 4.8 |
| 37 S | 1 W | WM | 5 | SW SW | 4.9 |
| 37 S | 1 W | WM | 5 | NE SE | 2.1 |
| 37 S | 1 W | WM | 6 | NE NE | 31.7 |
| 37 S | 1 W | WM | 6 | NW NE | 21.5 |
| 37 S | 1 W | WM | 6 | NE NW | 6.6 |
| 37 S | 1 W | WM | 6 | NW NW | 4.2 |
| 37 S | 1 W | WM | 6 | SW NW | 34.1 |
| 37 S | 1 W | WM | 6 | SE NW | 29.6 |
| 37 S | 1 W | WM | 6 | NW SW | 14.7 |
| 37 S | 1 W | WM | 8 | NW NW | 9.2 |
| 37 S | 1 W | WM | 18 | NE NE | 0.5 |
| 37 S | 1 W | WM | 18 | SW NE | 27.0 |
| 37 S | 1 W | WM | 18 | SE NE | 4.0 |
| 37 S | 1 W | WM | 18 | NW NW | 2.5 |
| 37 S | 1 W | WM | 18 | NW SW | 6.1 |
| 37 S | 1 W | WM | 18 | SE SW | 8.1 |
| 37 S | 1 W | WM | 18 | NE SE | 1.4 |
| 37 S | 1 W | WM | 18 | NW SE | 10.5 |
| 37 S | 1 W | WM | 18 | SW SE | 1.1 |
| 37 S | 2 W | WM | 1 | SW NE | 9.6 |
| 37 S | 2 W | WM | 1 | NE NW | 6.0 |
| 37 S | 2 W | WM | 1 | NW NW | 12.8 |
| 37 S | 2 W | WM | 1 | SW NW | 1.3 |
| 37 S | 2 W | WM | 1 | SE NW | 2.6 |
| 37 S | 2 W | WM | 1 | NE SW | 18.4 |
| 37 S | 2 W | WM | 1 | NW SW | 22.6 |
| 37 S | 2 W | WM | 1 | SW SW | 20.3 |
| 37 S | 2 W | WM | 1 | SE SW | 29.4 |
| 37 S | 2 W | WM | 1 | NW SE | 7.6 |
| 37 S | 2 W | WM | 1 | SW SE | 2.1 |
| 37 S | 2 W | WM | 2 | NE NE | 28.1 |
| 37 S | 2 W | WM | 2 | NW NE | 4.8 |
| 37 S | 2 W | WM | 2 | SW NE | 3.5 |
| 37 S | 2 W | WM | 2 | SE NE | 32.5 |
| 37 S | 2 W | WM | 2 | NE SW | 5.1 |
| 37 S | 2 W | WM | 2 | NW SW | 1.5 |
| 37 S | 2 W | WM | 2 | NE SE | 19.4 |
| 37 S | 2 W | WM | 2 | NW SE | 8.2 |
| 37 S | 2 W | WM | 2 | SE SE | 2.4 |
| 37 S | 2 W | WM | 3 | NW NE | 9.3 |
| 37 S | 2 W | WM | 3 | SW NE | 0.9 |
| 37 S | 2 W | WM | 3 | NE NW | 2.6 |
| 37 S | 2 W | WM | 3 | NW NW | 9.0 |
| 37 S | 2 W | WM | 3 | SW NW | 36.4 |
| 37 S | 2 W | WM | 3 | SE NW | 14.5 |
| 37 S | 2 W | WM | 3 | NE SW | 16.0 |
| 37 S | 2 W | WM | 3 | NW SW | 37.0 |
| 37 S | 2 W | WM | 3 | SW SW | 16.8 |
| 37 S | 2 W | WM | 3 | SE SW | 37.1 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 3 | NW SE | 16.7 |
| 37 S | 2 W | WM | 3 | SW SE | 12.0 |
| 37 S | 2 W | WM | 4 | NE NE | 32.9 |
| 37 S | 2 W | WM | 4 | NW NE | 39.5 |
| 37 S | 2 W | WM | 4 | SW NE | 39.9 |
| 37 S | 2 W | WM | 4 | SE NE | 32.0 |
| 37 S | 2 W | WM | 4 | NE NW | 39.0 |
| 37 S | 2 W | WM | 4 | NW NW | 34.6 |
| 37 S | 2 W | WM | 4 | SW NW | 39.1 |
| 37 S | 2 W | WM | 4 | SE NW | 39.8 |
| 37 S | 2 W | WM | 4 | NE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NW SW | 40.0 |
| 37 S | 2 W | WM | 4 | SW SW | 38.0 |
| 37 S | 2 W | WM | 4 | SE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NE SE | 38.4 |
| 37 S | 2 W | WM | 4 | NW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SE SE | 38.9 |
| 37 S | 2 W | WM | 5 | NE NE | 40.0 |
| 37 S | 2 W | WM | 5 | NW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SE NE | 40.0 |
| 37 S | 2 W | WM | 5 | NE NW | 23.0 |
| 37 S | 2 W | WM | 5 | NW NW | 11.0 |
| 37 S | 2 W | WM | 5 | SW NW | 5.8 |
| 37 S | 2 W | WM | 5 | SE NW | 35.7 |
| 37 S | 2 W | WM | 5 | NE SW | 2.0 |
| 37 S | 2 W | WM | 5 | NE SE | 39.5 |
| 37 S | 2 W | WM | 5 | NW SE | 22.5 |
| 37 S | 2 W | WM | 5 | SE SE | 14.1 |
| 37 S | 2 W | WM | 9 | NE NE | 33.8 |
| 37 S | 2 W | WM | 9 | NW NE | 34.7 |
| 37 S | 2 W | WM | 9 | SW NE | 38.3 |
| 37 S | 2 W | WM | 9 | SE NE | 34.1 |
| 37 S | 2 W | WM | 9 | NE NW | 38.0 |
| 37 S | 2 W | WM | 9 | NW NW | 16.3 |
| 37 S | 2 W | WM | 9 | SW NW | 5.8 |
| 37 S | 2 W | WM | 9 | SE NW | 38.1 |
| 37 S | 2 W | WM | 9 | NE SW | 1.5 |
| 37 S | 2 W | WM | 9 | NE SE | 28.4 |
| 37 S | 2 W | WM | 9 | NW SE | 13.7 |
| 37 S | 2 W | WM | 9 | SW SE | 2.2 |
| 37 S | 2 W | WM | 9 | SE SE | 36.0 |
| 37 S | 2 W | WM | 10 | NW NE | 8.2 |
| 37 S | 2 W | WM | 10 | SW NE | 2.1 |
| 37 S | 2 W | WM | 10 | NE NW | 6.5 |
| 37 S | 2 W | WM | 10 | NW NW | 31.5 |
| 37 S | 2 W | WM | 10 | SW NW | 17.0 |
| 37 S | 2 W | WM | 10 | SE NW | 0.5 |
| 37 S | 2 W | WM | 10 | NE SW | 2.9 |
| 37 S | 2 W | WM | 10 | NW SW | 16.6 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 10 | SW SW | 33.4 |
| 37 S | 2 W | WM | 10 | SE SW | 25.2 |
| 37 S | 2 W | WM | 10 | NE SE | 2.9 |
| 37 S | 2 W | WM | 10 | NW SE | 8.9 |
| 37 S | 2 W | WM | 10 | SW SE | 29.6 |
| 37 S | 2 W | WM | 10 | SE SE | 29.1 |
| 37 S | 2 W | WM | 11 | SW SW | 24.2 |
| 37 S | 2 W | WM | 11 | SE SE | 1.5 |
| 37 S | 2 W | WM | 12 | NW NE | 1.6 |
| 37 S | 2 W | WM | 12 | SW NE | 3.7 |
| 37 S | 2 W | WM | 12 | SE NE | 5.6 |
| 37 S | 2 W | WM | 12 | NE NW | 30.6 |
| 37 S | 2 W | WM | 12 | NW NW | 10.3 |
| 37 S | 2 W | WM | 12 | SE NW | 6.4 |
| 37 S | 2 W | WM | 12 | SW SW | 5.7 |
| 37 S | 2 W | WM | 12 | NE SE | 20.3 |
| 37 S | 2 W | WM | 12 | NW SE | 25.5 |
| 37 S | 2 W | WM | 12 | SW SE | 3.2 |
| 37 S | 2 W | WM | 12 | SE SE | 0.2 |
| 37 S | 2 W | WM | 13 | NE NW | 7.7 |
| 37 S | 2 W | WM | 13 | NW NW | 9.6 |
| 37 S | 2 W | WM | 13 | SW NW | 7.0 |
| 37 S | 2 W | WM | 13 | SE NW | 11.8 |
| 37 S | 2 W | WM | 13 | NE SW | 2.1 |
| 37 S | 2 W | WM | 13 | NW SW | 5.2 |
| 37 S | 2 W | WM | 13 | SE SW | 0.1 |
| 37 S | 2 W | WM | 13 | NE SE | 2.8 |
| 37 S | 2 W | WM | 13 | SE SE | 0.1 |
| 37 S | 2 W | WM | 14 | NE NE | 0.6 |
| 37 S | 2 W | WM | 14 | SE NE | 0.2 |
| 37 S | 2 W | WM | 14 | NE NW | 2.3 |
| 37 S | 2 W | WM | 14 | NW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SE NW | 22.0 |
| 37 S | 2 W | WM | 14 | NE SW | 34.7 |
| 37 S | 2 W | WM | 14 | NW SW | 40.0 |
| 37 S | 2 W | WM | 14 | SW SW | 23.6 |
| 37 S | 2 W | WM | 14 | SE SW | 25.8 |
| 37 S | 2 W | WM | 14 | NW SE | 9.7 |
| 37 S | 2 W | WM | 14 | SW SE | 1.6 |
| 37 S | 2 W | WM | 15 | NE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NE NW | 39.0 |
| 37 S | 2 W | WM | 15 | NW NW | 37.5 |
| 37 S | 2 W | WM | 15 | SW NW | 7.9 |
| 37 S | 2 W | WM | 15 | SE NW | 31.7 |
| 37 S | 2 W | WM | 15 | NE SE | 39.5 |
| 37 S | 2 W | WM | 15 | NW SE | 17.4 |
| 37 S | 2 W | WM | 15 | SE SE | 10.2 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 16 | NE NE | 15.2 |
| 37 S | 2 W | WM | 23 | NE NW | 2.6 |
| 37 S | 2 W | WM | 23 | NW NW | 1.7 |
| 37 S | 2 W | WM | 24 | NW NE | 0.3 |

This certificate correctly describes the locations for the Four Mile Lake Dam and Fish Lake Dam points of diversion and describes that portion of the water right confirmed by Certificate 80571, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered _____, approving Transfer Application 10465.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed _____.

_____
Phillip C. Ward, Director

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of ANTELOPE CREEK, tributary to LITTLE BUTTE CREEK, for SUPPLEMENTAL IRRIGATION OF 9625.5 ACRES.

This right was perfected under Permit S-1705. The date of priority is JUNE 24, 1913. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 49 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|---|---|---|---|---|---|
| 36 S | 1 E | WM | 30 | SW NE | HOPKINS CANAL - 770 FEET NORTH AND 1650 FEET WEST FROM THE E¼ CORNER OF SECTION 30 |

The amount of water used for irrigation, together with the amount secured under any other prior 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 to which this right is appurtenant is as follows:

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 7 | NW NE | 12.1 |
| 36 S | 1 E | WM | 7 | SW NE | 17.8 |
| 36 S | 1 E | WM | 7 | NE NW | 5.8 |
| 36 S | 1 E | WM | 7 | NE SE | 6.7 |
| 36 S | 1 E | WM | 7 | NW SE | 8.2 |
| 36 S | 1 E | WM | 7 | SE SE | 6.3 |
| 36 S | 1 E | WM | 18 | NE NE | 25.0 |
| 36 S | 1 E | WM | 18 | NW NE | 17.9 |
| 36 S | 1 E | WM | 18 | SW NE | 35.5 |
| 36 S | 1 E | WM | 18 | SE NE | 22.9 |
| 36 S | 1 E | WM | 18 | SW NW | 0.5 |
| 36 S | 1 E | WM | 18 | SE NW | 25.7 |
| 36 S | 1 E | WM | 18 | NE SW | 36.6 |
| 36 S | 1 E | WM | 18 | NW SW | 23.6 |
| 36 S | 1 E | WM | 18 | SW SW | 18.9 |
| 36 S | 1 E | WM | 18 | SE SW | 39.9 |
| 36 S | 1 E | WM | 18 | NE SE | 3.0 |
| 36 S | 1 E | WM | 18 | NW SE | 38.0 |
| 36 S | 1 E | WM | 18 | SW SE | 24.4 |
| 36 S | 1 E | WM | 19 | NW NE | 29.8 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 E | WM | 19 | SW NE | 38.5 |
| 36 S | 1 E | WM | 19 | SE NE | 33.6 |
| 36 S | 1 E | WM | 19 | NE NW | 39.9 |
| 36 S | 1 E | WM | 19 | NW NW | 25.9 |
| 36 S | 1 E | WM | 19 | SW NW | 19.0 |
| 36 S | 1 E | WM | 19 | SE NW | 37.6 |
| 36 S | 1 E | WM | 19 | NE SW | 33.3 |
| 36 S | 1 E | WM | 19 | NW SW | 34.9 |
| 36 S | 1 E | WM | 19 | SE SW | 19.7 |
| 36 S | 1 E | WM | 19 | NE SE | 34.7 |
| 36 S | 1 E | WM | 19 | NW SE | 38.0 |
| 36 S | 1 E | WM | 19 | SW SE | 38.0 |
| 36 S | 1 E | WM | 19 | SE SE | 28.2 |
| 36 S | 1 E | WM | 20 | SW NW | 6.3 |
| 36 S | 1 E | WM | 20 | NW SW | 20.0 |
| 36 S | 1 E | WM | 30 | NE NE | 4.3 |
| 36 S | 1 E | WM | 30 | NW NE | 32.9 |
| 36 S | 1 E | WM | 30 | SW NE | 13.6 |
| 36 S | 1 E | WM | 30 | NE NW | 11.1 |
| 36 S | 1 W | WM | 8 | SW NE | 32.0 |
| 36 S | 1 W | WM | 8 | SE NE | 29.1 |
| 36 S | 1 W | WM | 8 | NE SW | 7.9 |
| 36 S | 1 W | WM | 8 | NE SE | 35.2 |
| 36 S | 1 W | WM | 8 | NW SE | 20.9 |
| 36 S | 1 W | WM | 8 | SE SE | 8.9 |
| 36 S | 1 W | WM | 9 | NE SW | 19.0 |
| 36 S | 1 W | WM | 9 | NW SW | 32.3 |
| 36 S | 1 W | WM | 9 | SW SW | 17.1 |
| 36 S | 1 W | WM | 9 | SE SW | 5.1 |
| 36 S | 1 W | WM | 9 | NE SE | 5.4 |
| 36 S | 1 W | WM | 9 | NW SE | 1.2 |
| 36 S | 1 W | WM | 9 | SW SE | 9.6 |
| 36 S | 1 W | WM | 9 | SE SE | 28.7 |
| 36 S | 1 W | WM | 10 | SW SW | 10.9 |
| 36 S | 1 W | WM | 10 | SE SW | 22.8 |
| 36 S | 1 W | WM | 10 | SW SE | 10.1 |
| 36 S | 1 W | WM | 13 | SW NE | 2.5 |
| 36 S | 1 W | WM | 13 | SE NW | 2.6 |
| 36 S | 1 W | WM | 13 | NE SW | 8.4 |
| 36 S | 1 W | WM | 13 | SW SW | 12.5 |
| 36 S | 1 W | WM | 13 | NE SE | 9.0 |
| 36 S | 1 W | WM | 13 | NW SE | 6.5 |
| 36 S | 1 W | WM | 13 | SE SE | 29.8 |
| 36 S | 1 W | WM | 14 | SW NE | 3.4 |
| 36 S | 1 W | WM | 14 | SW NW | 18.4 |
| 36 S | 1 W | WM | 14 | NE SW | 17.5 |
| 36 S | 1 W | WM | 14 | NW SW | 13.9 |
| 36 S | 1 W | WM | 14 | SE SW | 0.2 |
| 36 S | 1 W | WM | 14 | NE SE | 24.1 |
| 36 S | 1 W | WM | 14 | NW SE | 5.7 |
| 36 S | 1 W | WM | 14 | SW SE | 6.2 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 14 | SE SE | 3.3 |
| 36 S | 1 W | WM | 15 | NW NE | 22.9 |
| 36 S | 1 W | WM | 15 | SW NE | 9.5 |
| 36 S | 1 W | WM | 15 | SE NE | 30.8 |
| 36 S | 1 W | WM | 15 | NE NW | 23.3 |
| 36 S | 1 W | WM | 15 | NW NW | 19.5 |
| 36 S | 1 W | WM | 15 | SW NW | 3.9 |
| 36 S | 1 W | WM | 15 | SE NW | 24.8 |
| 36 S | 1 W | WM | 15 | NE SW | 2.3 |
| 36 S | 1 W | WM | 15 | NW SW | 5.2 |
| 36 S | 1 W | WM | 15 | NE SE | 27.0 |
| 36 S | 1 W | WM | 15 | NW SE | 7.2 |
| 36 S | 1 W | WM | 15 | SW SE | 2.1 |
| 36 S | 1 W | WM | 15 | SE SE | 34.6 |
| 36 S | 1 W | WM | 16 | SW NE | 19.3 |
| 36 S | 1 W | WM | 16 | SE NE | 14.0 |
| 36 S | 1 W | WM | 16 | SW NW | 2.3 |
| 36 S | 1 W | WM | 16 | SE NW | 3.7 |
| 36 S | 1 W | WM | 16 | NE SE | 3.7 |
| 36 S | 1 W | WM | 16 | NW SE | 0.6 |
| 36 S | 1 W | WM | 17 | SW NE | 18.4 |
| 36 S | 1 W | WM | 17 | SE NE | 0.1 |
| 36 S | 1 W | WM | 17 | NE SE | 1.9 |
| 36 S | 1 W | WM | 17 | NW SE | 14.5 |
| 36 S | 1 W | WM | 18 | NW NW | 1.5 |
| 36 S | 1 W | WM | 19 | SW SW | 5.8 |
| 36 S | 1 W | WM | 19 | SE SW | 0.4 |
| 36 S | 1 W | WM | 19 | SW SE | 0.1 |
| 36 S | 1 W | WM | 19 | SE SE | 6.3 |
| 36 S | 1 W | WM | 20 | SW SW | 1.9 |
| 36 S | 1 W | WM | 20 | SE SW | 0.2 |
| 36 S | 1 W | WM | 21 | Hoover Ponds County Park | |
| 36 S | 1 W | WM | 22 | NE NE | 25.2 |
| 36 S | 1 W | WM | 22 | SW NE | 4.9 |
| 36 S | 1 W | WM | 22 | SE NE | 4.9 |
| 36 S | 1 W | WM | 22 | NE SW | 20.4 |
| 36 S | 1 W | WM | 22 | NW SW | 2.0 |
| 36 S | 1 W | WM | 22 | SW SW | 11.2 |
| 36 S | 1 W | WM | 22 | SE SW | 28.8 |
| 36 S | 1 W | WM | 23 | SW NE | 18.4 |
| 36 S | 1 W | WM | 23 | SE NE | 9.7 |
| 36 S | 1 W | WM | 23 | NW NW | 11.1 |
| 36 S | 1 W | WM | 23 | SW NW | 19.3 |
| 36 S | 1 W | WM | 23 | SE NW | 20.7 |
| 36 S | 1 W | WM | 23 | NE SW | 7.0 |
| 36 S | 1 W | WM | 23 | NE SE | 32.6 |
| 36 S | 1 W | WM | 23 | NW SE | 28.0 |
| 36 S | 1 W | WM | 24 | NE NE | 28.2 |
| 36 S | 1 W | WM | 24 | NW NE | 1.7 |
| 36 S | 1 W | WM | 24 | SW NE | 0.2 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 24 | SE NE | 18.6 |
| 36 S | 1 W | WM | 24 | NW SW | 15.9 |
| 36 S | 1 W | WM | 27 | NW NE | 7.4 |
| 36 S | 1 W | WM | 27 | NE NW | 26.2 |
| 36 S | 1 W | WM | 27 | NW NW | 27.6 |
| 36 S | 1 W | WM | 27 | SW NW | 33.0 |
| 36 S | 1 W | WM | 27 | NW SW | 20.1 |
| 36 S | 1 W | WM | 28 | NE NE | 13.6 |
| 36 S | 1 W | WM | 28 | NW NE | 4.6 |
| 36 S | 1 W | WM | 28 | SE NE | 6.5 |
| 36 S | 1 W | WM | 28 | SW NW | 16.5 |
| 36 S | 1 W | WM | 28 | SE NW | 21.2 |
| 36 S | 1 W | WM | 28 | SW SW | 32.8 |
| 36 S | 1 W | WM | 28 | SE SW | 28.5 |
| 36 S | 1 W | WM | 28 | NE SE | 12.2 |
| 36 S | 1 W | WM | 28 | NW SE | 1.9 |
| 36 S | 1 W | WM | 28 | SW SE | 26.8 |
| 36 S | 1 W | WM | 28 | SE SE | 24.9 |
| 36 S | 1 W | WM | 29 | NE NE | 2.3 |
| 36 S | 1 W | WM | 29 | NW NE | 3.1 |
| 36 S | 1 W | WM | 29 | SW NE | 21.6 |
| 36 S | 1 W | WM | 29 | SE NE | 17.0 |
| 36 S | 1 W | WM | 29 | NE NW | 29.1 |
| 36 S | 1 W | WM | 29 | NW NW | 13.9 |
| 36 S | 1 W | WM | 29 | SW NW | 10.1 |
| 36 S | 1 W | WM | 29 | SE NW | 9.2 |
| 36 S | 1 W | WM | 29 | NE SW | 36.1 |
| 36 S | 1 W | WM | 29 | NW SW | 30.3 |
| 36 S | 1 W | WM | 29 | SW SW | 24.9 |
| 36 S | 1 W | WM | 29 | SE SW | 39.6 |
| 36 S | 1 W | WM | 29 | NE SE | 1.2 |
| 36 S | 1 W | WM | 29 | NW SE | 4.5 |
| 36 S | 1 W | WM | 29 | SW SE | 38.9 |
| 36 S | 1 W | WM | 29 | SE SE | 31.6 |
| 36 S | 1 W | WM | 30 | NE NE | 20.3 |
| 36 S | 1 W | WM | 30 | NW NE | 33.1 |
| 36 S | 1 W | WM | 30 | SW NE | 20.3 |
| 36 S | 1 W | WM | 30 | NE NW | 18.1 |
| 36 S | 1 W | WM | 30 | NW NW | 25.8 |
| 36 S | 1 W | WM | 30 | SW NW | 10.0 |
| 36 S | 1 W | WM | 30 | SE NW | 22.7 |
| 36 S | 1 W | WM | 30 | NE SW | 14.1 |
| 36 S | 1 W | WM | 30 | NW SW | 30.8 |
| 36 S | 1 W | WM | 30 | SW SW | 39.7 |
| 36 S | 1 W | WM | 30 | SE SW | 39.1 |
| 36 S | 1 W | WM | 30 | NW SE | 12.5 |
| 36 S | 1 W | WM | 30 | SW SE | 27.9 |
| 36 S | 1 W | WM | 30 | SE SE | 10.0 |
| 36 S | 1 W | WM | 31 | NW NE | 1.4 |
| 36 S | 1 W | WM | 31 | NW NW | 4.9 |
| 36 S | 1 W | WM | 31 | SE NW | 4.5 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 1 W | WM | 31 | NE SW | 17.8 |
| 36 S | 1 W | WM | 31 | NW SW | 5.9 |
| 36 S | 1 W | WM | 31 | SW SW | 7.0 |
| 36 S | 1 W | WM | 31 | SE SW | 29.9 |
| 36 S | 1 W | WM | 31 | NW SE | 15.5 |
| 36 S | 1 W | WM | 32 | NE NE | 37.7 |
| 36 S | 1 W | WM | 32 | NW NE | 39.8 |
| 36 S | 1 W | WM | 32 | SW NE | 39.6 |
| 36 S | 1 W | WM | 32 | SE NE | 29.7 |
| 36 S | 1 W | WM | 32 | NE NW | 38.1 |
| 36 S | 1 W | WM | 32 | NW NW | 27.9 |
| 36 S | 1 W | WM | 32 | SW NW | 25.5 |
| 36 S | 1 W | WM | 32 | SE NW | 39.9 |
| 36 S | 1 W | WM | 32 | NE SW | 19.5 |
| 36 S | 1 W | WM | 32 | NW SW | 3.9 |
| 36 S | 1 W | WM | 32 | SW SW | 4.4 |
| 36 S | 1 W | WM | 32 | SE SW | 36.3 |
| 36 S | 1 W | WM | 32 | NE SE | 11.1 |
| 36 S | 1 W | WM | 32 | NW SE | 11.7 |
| 36 S | 1 W | WM | 32 | SW SE | 28.4 |
| 36 S | 1 W | WM | 32 | SE SE | 37.6 |
| 36 S | 1 W | WM | 33 | NE NE | 11.6 |
| 36 S | 1 W | WM | 33 | NW NE | 38.3 |
| 36 S | 1 W | WM | 33 | SW NE | 36.7 |
| 36 S | 1 W | WM | 33 | SE NE | 0.8 |
| 36 S | 1 W | WM | 33 | NE NW | 38.0 |
| 36 S | 1 W | WM | 33 | NW NW | 37.9 |
| 36 S | 1 W | WM | 33 | SW NW | 22.6 |
| 36 S | 1 W | WM | 33 | SE NW | 38.3 |
| 36 S | 1 W | WM | 33 | NE SW | 36.9 |
| 36 S | 1 W | WM | 33 | NW SW | 36.3 |
| 36 S | 1 W | WM | 33 | SW SW | 38.7 |
| 36 S | 1 W | WM | 33 | SE SW | 37.9 |
| 36 S | 1 W | WM | 33 | NW SE | 23.3 |
| 36 S | 1 W | WM | 33 | SW SE | 1.2 |
| 36 S | 1 W | WM | 36 | NE NE | 12.8 |
| 36 S | 1 W | WM | 36 | SE NE | 15.0 |
| 36 S | 1 W | WM | 36 | NE SE | 7.8 |
| 36 S | 1 W | WM | 36 | NW SE | 0.8 |
| 36 S | 1 W | WM | 36 | SW SE | 9.4 |
| 36 S | 1 W | WM | 36 | SE SE | 8.4 |
| 36 S | 2 W | WM | 13 | NE NE | 18.5 |
| 36 S | 2 W | WM | 21 | SW NE | 9.6 |
| 36 S | 2 W | WM | 21 | SE NE | 1.9 |
| 36 S | 2 W | WM | 21 | NE NW | 2.5 |
| 36 S | 2 W | WM | 21 | SE NW | 15.3 |
| 36 S | 2 W | WM | 21 | NE SW | 36.5 |
| 36 S | 2 W | WM | 21 | NW SW | 22.4 |
| 36 S | 2 W | WM | 21 | SE SW | 15.9 |
| 36 S | 2 W | WM | 21 | NW SE | 7.7 |
| 36 S | 2 W | WM | 21 | SW SE | 13.8 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 21 | SE SE | 6.4 |
| 36 S | 2 W | WM | 22 | SW SW | 13.4 |
| 36 S | 2 W | WM | 23 | NW SE | 29.1 |
| 36 S | 2 W | WM | 23 | SW SE | 19.9 |
| 36 S | 2 W | WM | 23 | SE SE | 35.9 |
| 36 S | 2 W | WM | 25 | NE NE | 25.1 |
| 36 S | 2 W | WM | 25 | SW NE | 0.1 |
| 36 S | 2 W | WM | 25 | SE NE | 35.7 |
| 36 S | 2 W | WM | 25 | NE NW | 20.0 |
| 36 S | 2 W | WM | 25 | NW NW | 26.3 |
| 36 S | 2 W | WM | 25 | NE SE | 28.0 |
| 36 S | 2 W | WM | 25 | NW SE | 5.0 |
| 36 S | 2 W | WM | 25 | SW SE | 14.6 |
| 36 S | 2 W | WM | 25 | SE SE | 26.5 |
| 36 S | 2 W | WM | 26 | NW NE | 31.5 |
| 36 S | 2 W | WM | 26 | NE NW | 0.7 |
| 36 S | 2 W | WM | 26 | NE SW | 15.1 |
| 36 S | 2 W | WM | 26 | NW SW | 1.2 |
| 36 S | 2 W | WM | 26 | SW SW | 5.0 |
| 36 S | 2 W | WM | 26 | SE SW | 2.2 |
| 36 S | 2 W | WM | 26 | NW SE | 7.9 |
| 36 S | 2 W | WM | 26 | SW SE | 20.4 |
| 36 S | 2 W | WM | 26 | SE SE | 4.5 |
| 36 S | 2 W | WM | 27 | NE NE | 5.0 |
| 36 S | 2 W | WM | 27 | NW NE | 2.0 |
| 36 S | 2 W | WM | 27 | SW NE | 25.5 |
| 36 S | 2 W | WM | 27 | NW NW | 24.3 |
| 36 S | 2 W | WM | 27 | SW NW | 25.3 |
| 36 S | 2 W | WM | 27 | SE NW | 26.7 |
| 36 S | 2 W | WM | 27 | NE SW | 29.3 |
| 36 S | 2 W | WM | 27 | NW SW | 10.0 |
| 36 S | 2 W | WM | 27 | NE SE | 0.7 |
| 36 S | 2 W | WM | 27 | NW SE | 4.3 |
| 36 S | 2 W | WM | 27 | SW SE | 19.8 |
| 36 S | 2 W | WM | 27 | SE SE | 6.3 |
| 36 S | 2 W | WM | 28 | NE NE | 26.7 |
| 36 S | 2 W | WM | 28 | NW NE | 6.8 |
| 36 S | 2 W | WM | 28 | SW NE | 17.1 |
| 36 S | 2 W | WM | 28 | SE NE | 21.9 |
| 36 S | 2 W | WM | 28 | NE NW | 9.9 |
| 36 S | 2 W | WM | 28 | NW NW | 2.1 |
| 36 S | 2 W | WM | 28 | SW NW | 1.4 |
| 36 S | 2 W | WM | 28 | SE NW | 25.9 |
| 36 S | 2 W | WM | 28 | NW SW | 5.4 |
| 36 S | 2 W | WM | 28 | SW SW | 21.8 |
| 36 S | 2 W | WM | 28 | SE SW | 17.3 |
| 36 S | 2 W | WM | 28 | NE SE | 0.6 |
| 36 S | 2 W | WM | 28 | NW SE | 3.4 |
| 36 S | 2 W | WM | 28 | SW SE | 4.7 |
| 36 S | 2 W | WM | 31 | NE SE | 12.2 |
| 36 S | 2 W | WM | 31 | SE SE | 1.8 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 32 | NE NE | 1.5 |
| 36 S | 2 W | WM | 32 | SW NE | 8.9 |
| 36 S | 2 W | WM | 32 | SE NE | 23.6 |
| 36 S | 2 W | WM | 32 | SE NW | 16.5 |
| 36 S | 2 W | WM | 32 | NE SW | 35.4 |
| 36 S | 2 W | WM | 32 | NW SW | 38.4 |
| 36 S | 2 W | WM | 32 | SW SW | 27.1 |
| 36 S | 2 W | WM | 32 | SE SW | 38.7 |
| 36 S | 2 W | WM | 32 | NE SE | 40.0 |
| 36 S | 2 W | WM | 32 | NW SE | 39.5 |
| 36 S | 2 W | WM | 32 | SW SE | 32.8 |
| 36 S | 2 W | WM | 32 | SE SE | 31.0 |
| 36 S | 2 W | WM | 33 | NE NE | 12.7 |
| 36 S | 2 W | WM | 33 | NW NE | 19.6 |
| 36 S | 2 W | WM | 33 | SW NE | 31.2 |
| 36 S | 2 W | WM | 33 | SE NE | 32.8 |
| 36 S | 2 W | WM | 33 | NE NW | 24.7 |
| 36 S | 2 W | WM | 33 | NW NW | 34.1 |
| 36 S | 2 W | WM | 33 | SW NW | 37.7 |
| 36 S | 2 W | WM | 33 | SE NW | 39.7 |
| 36 S | 2 W | WM | 33 | NE SW | 37.7 |
| 36 S | 2 W | WM | 33 | NW SW | 35.4 |
| 36 S | 2 W | WM | 33 | SW SW | 32.3 |
| 36 S | 2 W | WM | 33 | SE SW | 32.4 |
| 36 S | 2 W | WM | 33 | NE SE | 32.0 |
| 36 S | 2 W | WM | 33 | NW SE | 30.4 |
| 36 S | 2 W | WM | 33 | SW SE | 33.3 |
| 36 S | 2 W | WM | 33 | SE SE | 22.3 |
| 36 S | 2 W | WM | 34 | NE NE | 18.0 |
| 36 S | 2 W | WM | 34 | NW NE | 32.0 |
| 36 S | 2 W | WM | 34 | SW NE | 40.0 |
| 36 S | 2 W | WM | 34 | SE NE | 40.0 |
| 36 S | 2 W | WM | 34 | NE NW | 29.2 |
| 36 S | 2 W | WM | 34 | NW NW | 16.5 |
| 36 S | 2 W | WM | 34 | SW NW | 5.5 |
| 36 S | 2 W | WM | 34 | SE NW | 26.6 |
| 36 S | 2 W | WM | 34 | NE SW | 20.9 |
| 36 S | 2 W | WM | 34 | SW SW | 20.4 |
| 36 S | 2 W | WM | 34 | SE SW | 25.3 |
| 36 S | 2 W | WM | 34 | NE SE | 24.5 |
| 36 S | 2 W | WM | 34 | NW SE | 5.1 |
| 36 S | 2 W | WM | 34 | SW SE | 0.2 |
| 36 S | 2 W | WM | 34 | SE SE | 9.9 |
| 36 S | 2 W | WM | 35 | NE NE | 17.7 |
| 36 S | 2 W | WM | 35 | SW NE | 6.0 |
| 36 S | 2 W | WM | 35 | SE NE | 8.5 |
| 36 S | 2 W | WM | 35 | NE NW | 17.9 |
| 36 S | 2 W | WM | 35 | NW NW | 35.4 |
| 36 S | 2 W | WM | 35 | SW NW | 38.2 |
| 36 S | 2 W | WM | 35 | SE NW | 27.4 |
| 36 S | 2 W | WM | 35 | NE SW | 33.0 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 36 S | 2 W | WM | 35 | NW SW | 39.0 |
| 36 S | 2 W | WM | 35 | SW SW | 17.2 |
| 36 S | 2 W | WM | 35 | SE SW | 23.3 |
| 36 S | 2 W | WM | 35 | NE SE | 15.6 |
| 36 S | 2 W | WM | 35 | NW SE | 37.4 |
| 36 S | 2 W | WM | 35 | SW SE | 22.5 |
| 36 S | 2 W | WM | 35 | SE SE | 31.0 |
| 36 S | 2 W | WM | 36 | NW NE | 2.0 |
| 36 S | 2 W | WM | 36 | SW NE | 19.4 |
| 36 S | 2 W | WM | 36 | NE NW | 6.7 |
| 36 S | 2 W | WM | 36 | NW NW | 4.7 |
| 36 S | 2 W | WM | 36 | SW NW | 6.0 |
| 36 S | 2 W | WM | 36 | SE NW | 12.7 |
| 36 S | 2 W | WM | 36 | NW SW | 6.1 |
| 36 S | 2 W | WM | 36 | SE SW | 3.7 |
| 36 S | 2 W | WM | 36 | NE SE | 30.7 |
| 36 S | 2 W | WM | 36 | NW SE | 12.7 |
| 36 S | 2 W | WM | 36 | SW SE | 11.8 |
| 36 S | 2 W | WM | 36 | SE SE | 10.5 |
| 37 S | 1 W | WM | 4 | NE NW | 25.9 |
| 37 S | 1 W | WM | 4 | NW NW | 36.0 |
| 37 S | 1 W | WM | 4 | SW NW | 31.3 |
| 37 S | 1 W | WM | 4 | SE NW | 5.5 |
| 37 S | 1 W | WM | 5 | NE NE | 37.9 |
| 37 S | 1 W | WM | 5 | NW NE | 37.9 |
| 37 S | 1 W | WM | 5 | SW NE | 27.6 |
| 37 S | 1 W | WM | 5 | SE NE | 36.2 |
| 37 S | 1 W | WM | 5 | NE NW | 38.8 |
| 37 S | 1 W | WM | 5 | NW NW | 19.9 |
| 37 S | 1 W | WM | 5 | SW NW | 2.2 |
| 37 S | 1 W | WM | 5 | NW SW | 4.8 |
| 37 S | 1 W | WM | 5 | SW SW | 4.9 |
| 37 S | 1 W | WM | 5 | NE SE | 2.1 |
| 37 S | 1 W | WM | 6 | NE NE | 31.7 |
| 37 S | 1 W | WM | 6 | NW NE | 21.5 |
| 37 S | 1 W | WM | 6 | NE NW | 6.6 |
| 37 S | 1 W | WM | 6 | NW NW | 4.2 |
| 37 S | 1 W | WM | 6 | SW NW | 34.1 |
| 37 S | 1 W | WM | 6 | SE NW | 29.6 |
| 37 S | 1 W | WM | 6 | NW SW | 14.7 |
| 37 S | 1 W | WM | 8 | NW NW | 9.2 |
| 37 S | 1 W | WM | 18 | NE NE | 0.5 |
| 37 S | 1 W | WM | 18 | SW NE | 27.0 |
| 37 S | 1 W | WM | 18 | SE NE | 4.0 |
| 37 S | 1 W | WM | 18 | NW NW | 2.5 |
| 37 S | 1 W | WM | 18 | NW SW | 6.1 |
| 37 S | 1 W | WM | 18 | SE SW | 8.1 |
| 37 S | 1 W | WM | 18 | NE SE | 1.4 |
| 37 S | 1 W | WM | 18 | NW SE | 10.5 |
| 37 S | 1 W | WM | 18 | SW SE | 1.1 |
| 37 S | 2 W | WM | 1 | SW NE | 9.6 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 1 | NE NW | 6.0 |
| 37 S | 2 W | WM | 1 | NW NW | 12.8 |
| 37 S | 2 W | WM | 1 | SW NW | 1.3 |
| 37 S | 2 W | WM | 1 | SE NW | 2.6 |
| 37 S | 2 W | WM | 1 | NE SW | 18.4 |
| 37 S | 2 W | WM | 1 | NW SW | 22.6 |
| 37 S | 2 W | WM | 1 | SW SW | 20.3 |
| 37 S | 2 W | WM | 1 | SE SW | 29.4 |
| 37 S | 2 W | WM | 1 | NW SE | 7.6 |
| 37 S | 2 W | WM | 1 | SW SE | 2.1 |
| 37 S | 2 W | WM | 2 | NE NE | 28.1 |
| 37 S | 2 W | WM | 2 | NW NE | 4.8 |
| 37 S | 2 W | WM | 2 | SW NE | 3.5 |
| 37 S | 2 W | WM | 2 | SE NE | 32.5 |
| 37 S | 2 W | WM | 2 | NE SW | 5.1 |
| 37 S | 2 W | WM | 2 | NW SW | 1.5 |
| 37 S | 2 W | WM | 2 | NE SE | 19.4 |
| 37 S | 2 W | WM | 2 | NW SE | 8.2 |
| 37 S | 2 W | WM | 2 | SE SE | 2.4 |
| 37 S | 2 W | WM | 3 | NW NE | 9.3 |
| 37 S | 2 W | WM | 3 | SW NE | 0.9 |
| 37 S | 2 W | WM | 3 | NE NW | 2.6 |
| 37 S | 2 W | WM | 3 | NW NW | 9.0 |
| 37 S | 2 W | WM | 3 | SW NW | 36.4 |
| 37 S | 2 W | WM | 3 | SE NW | 14.5 |
| 37 S | 2 W | WM | 3 | NE SW | 16.0 |
| 37 S | 2 W | WM | 3 | NW SW | 37.0 |
| 37 S | 2 W | WM | 3 | SW SW | 16.8 |
| 37 S | 2 W | WM | 3 | SE SW | 37.1 |
| 37 S | 2 W | WM | 3 | NW SE | 16.7 |
| 37 S | 2 W | WM | 3 | SW SE | 12.0 |
| 37 S | 2 W | WM | 4 | NE NE | 32.9 |
| 37 S | 2 W | WM | 4 | NW NE | 39.5 |
| 37 S | 2 W | WM | 4 | SW NE | 39.9 |
| 37 S | 2 W | WM | 4 | SE NE | 32.0 |
| 37 S | 2 W | WM | 4 | NE NW | 39.0 |
| 37 S | 2 W | WM | 4 | NW NW | 34.6 |
| 37 S | 2 W | WM | 4 | SW NW | 39.1 |
| 37 S | 2 W | WM | 4 | SE NW | 39.8 |
| 37 S | 2 W | WM | 4 | NE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NW SW | 40.0 |
| 37 S | 2 W | WM | 4 | SW SW | 38.0 |
| 37 S | 2 W | WM | 4 | SE SW | 40.0 |
| 37 S | 2 W | WM | 4 | NE SE | 38.4 |
| 37 S | 2 W | WM | 4 | NW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SW SE | 40.0 |
| 37 S | 2 W | WM | 4 | SE SE | 38.9 |
| 37 S | 2 W | WM | 5 | NE NE | 40.0 |
| 37 S | 2 W | WM | 5 | NW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SW NE | 40.0 |
| 37 S | 2 W | WM | 5 | SE NE | 40.0 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 5 | NE NW | 23.0 |
| 37 S | 2 W | WM | 5 | NW NW | 11.0 |
| 37 S | 2 W | WM | 5 | SW NW | 5.8 |
| 37 S | 2 W | WM | 5 | SE NW | 35.7 |
| 37 S | 2 W | WM | 5 | NE SW | 2.0 |
| 37 S | 2 W | WM | 5 | NE SE | 39.5 |
| 37 S | 2 W | WM | 5 | NW SE | 22.5 |
| 37 S | 2 W | WM | 5 | SE SE | 14.1 |
| 37 S | 2 W | WM | 9 | NE NE | 33.8 |
| 37 S | 2 W | WM | 9 | NW NE | 34.7 |
| 37 S | 2 W | WM | 9 | SW NE | 38.3 |
| 37 S | 2 W | WM | 9 | SE NE | 34.1 |
| 37 S | 2 W | WM | 9 | NE NW | 38.0 |
| 37 S | 2 W | WM | 9 | NW NW | 16.3 |
| 37 S | 2 W | WM | 9 | SW NW | 5.8 |
| 37 S | 2 W | WM | 9 | SE NW | 38.1 |
| 37 S | 2 W | WM | 9 | NE SW | 1.5 |
| 37 S | 2 W | WM | 9 | NE SE | 28.4 |
| 37 S | 2 W | WM | 9 | NW SE | 13.7 |
| 37 S | 2 W | WM | 9 | SW SE | 2.2 |
| 37 S | 2 W | WM | 9 | SE SE | 36.0 |
| 37 S | 2 W | WM | 10 | NW NE | 8.2 |
| 37 S | 2 W | WM | 10 | SW NE | 2.1 |
| 37 S | 2 W | WM | 10 | NE NW | 6.5 |
| 37 S | 2 W | WM | 10 | NW NW | 31.5 |
| 37 S | 2 W | WM | 10 | SW NW | 17.0 |
| 37 S | 2 W | WM | 10 | SE NW | 0.5 |
| 37 S | 2 W | WM | 10 | NE SW | 2.9 |
| 37 S | 2 W | WM | 10 | NW SW | 16.6 |
| 37 S | 2 W | WM | 10 | SW SW | 33.4 |
| 37 S | 2 W | WM | 10 | SE SW | 25.2 |
| 37 S | 2 W | WM | 10 | NE SE | 2.9 |
| 37 S | 2 W | WM | 10 | NW SE | 8.9 |
| 37 S | 2 W | WM | 10 | SW SE | 29.6 |
| 37 S | 2 W | WM | 10 | SE SE | 29.1 |
| 37 S | 2 W | WM | 11 | SW SW | 24.2 |
| 37 S | 2 W | WM | 11 | SE SE | 1.5 |
| 37 S | 2 W | WM | 12 | NW NE | 1.6 |
| 37 S | 2 W | WM | 12 | SW NE | 3.7 |
| 37 S | 2 W | WM | 12 | SE NE | 5.6 |
| 37 S | 2 W | WM | 12 | NE NW | 30.6 |
| 37 S | 2 W | WM | 12 | NW NW | 10.3 |
| 37 S | 2 W | WM | 12 | SE NW | 6.4 |
| 37 S | 2 W | WM | 12 | SW SW | 5.7 |
| 37 S | 2 W | WM | 12 | NE SE | 20.3 |
| 37 S | 2 W | WM | 12 | NW SE | 25.5 |
| 37 S | 2 W | WM | 12 | SW SE | 3.2 |
| 37 S | 2 W | WM | 12 | SE SE | 0.2 |
| 37 S | 2 W | WM | 13 | NE NW | 7.7 |
| 37 S | 2 W | WM | 13 | NW NW | 9.6 |
| 37 S | 2 W | WM | 13 | SW NW | 7.0 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|---|---|---|---|---|---|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 37 S | 2 W | WM | 13 | SE NW | 11.8 |
| 37 S | 2 W | WM | 13 | NE SW | 2.1 |
| 37 S | 2 W | WM | 13 | NW SW | 5.2 |
| 37 S | 2 W | WM | 13 | SE SW | 0.1 |
| 37 S | 2 W | WM | 13 | NE SE | 2.8 |
| 37 S | 2 W | WM | 13 | SE SE | 0.1 |
| 37 S | 2 W | WM | 14 | NE NE | 0.6 |
| 37 S | 2 W | WM | 14 | SE NE | 0.2 |
| 37 S | 2 W | WM | 14 | NE NW | 2.3 |
| 37 S | 2 W | WM | 14 | NW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SW NW | 40.0 |
| 37 S | 2 W | WM | 14 | SE NW | 22.0 |
| 37 S | 2 W | WM | 14 | NE SW | 34.7 |
| 37 S | 2 W | WM | 14 | NW SW | 40.0 |
| 37 S | 2 W | WM | 14 | SW SW | 23.6 |
| 37 S | 2 W | WM | 14 | SE SW | 25.8 |
| 37 S | 2 W | WM | 14 | NW SE | 9.7 |
| 37 S | 2 W | WM | 14 | SW SE | 1.6 |
| 37 S | 2 W | WM | 15 | NE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SW NE | 39.7 |
| 37 S | 2 W | WM | 15 | SE NE | 39.6 |
| 37 S | 2 W | WM | 15 | NE NW | 39.0 |
| 37 S | 2 W | WM | 15 | NW NW | 37.5 |
| 37 S | 2 W | WM | 15 | SW NW | 7.9 |
| 37 S | 2 W | WM | 15 | SE NW | 31.7 |
| 37 S | 2 W | WM | 15 | NE SE | 39.5 |
| 37 S | 2 W | WM | 15 | NW SE | 17.4 |
| 37 S | 2 W | WM | 15 | SE SE | 10.2 |
| 37 S | 2 W | WM | 16 | NE NE | 15.2 |
| 37 S | 2 W | WM | 23 | NE NW | 2.6 |
| 37 S | 2 W | WM | 23 | NW NW | 1.7 |
| 37 S | 2 W | WM | 24 | NW NE | 0.3 |

This certificate describes that portion of the water right confirmed by Certificate 80574, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered _____, approving Transfer Application 10465.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed _____.

_____
Phillip C. Ward, Director

# STATE OF OREGON
# COUNTY OF JACKSON
# CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of

NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries of LITTLE BUTTE CREEK for PRIMARY IRRIGATION OF 219 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Jackson County, said decree entered of record at Salem in the Order Record of the State Engineer in Volume 14 Page 498. The date of priority is SEPTEMBER 14, 1899. This right is limited to 1.56 CUBIC FEET PER SECOND (CFS), or its equivalent in case of rotation, measured at the head of the ditch or the point where the same leaves the natural stream, from April 1st to October 1st of each year.

The points of diversion are located at:
NORTH FORK: 40 FEET NORTH AND 620 FEET WEST FROM E 1/4 CORNER OF SECTION 20, being within the SE ¼ NE ¼ of Section 20, Township 36 South, Range 2 East, W.M.,

SOUTH FORK: 780 FEET SOUTH AND 400 FEET WEST FROM E 1/4 CORNER OF SECTION 29, being within the NE ¼ SE ¼ of Section 29, Township 36 South, Range 2 East, W.M.

A description of the place of use to which this right is appurtenant is as follows:

| | |
|---|---|
| SE ¼ NW ¼ | 20.0 ACRES |
| SECTION 18 | |
| SW ¼ NW ¼ | 4.6 ACRES |
| NW ¼ SW ¼ | 25.4 ACRES |
| SECTION 19 | |

TOWNSHIP 36 SOUTH, RANGE 1 EAST, W.M.

80566

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

| | | |
|---|---|---|
| NE ¼ SW ¼ | 20.4 | ACRES |
| NW ¼ SW ¼ | 2.0 | ACRES |
| SW ¼ SW ¼ | 11.2 | ACRES |
| SE ¼ SW ¼ | 28.8 | ACRES |
| SECTION 22 | | |
| SE ¼ SW ¼ | 15.4 | ACRES |
| SECTION 29 | | |
| NW ¼ SE ¼ | 11.0 | ACRES |
| SW ¼ SE ¼ | 7.6 | ACRES |
| SE ¼ SE ¼ | 4.7 | ACRES |
| SECTION 30 | | |
| NW ¼ NE ¼ | 19.0 | ACRES |
| NE ¼ NW ¼ | 10.6 | ACRES |
| SECTION 32 | | |

TOWNSHIP 36 SOUTH, RANGE 1 WEST, W.M.

| | | | | |
|---|---|---|---|---|
| SW ¼ NW ¼ | 17.0 | ACRES | T 14.8 | RR 2.2 |
| SECTION 5 | | | | |
| NW ¼ SW ¼ | 9.6 | ACRES | | |
| SECTION 6 | | | | |

TOWNSHIP 37 SOUTH, RANGE 1 WEST, W.M.

| | | |
|---|---|---|
| NW ¼ SW ¼ | 6.1 | ACRES |
| SW ¼ SW ¼ | 5.6 | ACRES |
| SECTION 4 | | |

TOWNSHIP 37 SOUTH, RANGE 2 WEST, W.M.

And said right shall be subject to all other conditions and limitations contained to said decree. 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.

This certificate is issued to confirm a change in place of use authorized by an order of the Water Resources Director approving Transfer H-134 as recorded in Special Order Volume 12 Page 313, and together with Certificates 80567 and 80568 supersedes Certificate 17213 State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director,

affixed January 28, 2004.

Dwight Hreal fa
Paul R. Cleary

Recorded in State Record of Water Right Certificates numbered 80566.

# STATE OF OREGON
# COUNTY OF JACKSON
# CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MEDFORD IRRIGATION DISTRICT
1340 MEYERS LANE
MEDFORD, OREGON 97501

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of

NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries of LITTLE BUTTE CREEK for PRIMARY IRRIGATION OF 1141.7 ACRES. 1141.7 15.2 1126.5

This right was confirmed by decree of the Circuit Court of the State of Oregon for Jackson County, said decree entered of record at Salem in the Order Record of the State Engineer in Volume 14 Page 498. The date of priority is SEPTEMBER 14, 1899. This right is limited to 8.15 CUBIC FEET PER SECOND (CFS), or its equivalent in case of rotation, measured at the head of the ditch or the point where the same leaves the natural stream, from April 1st to October 1st of each year.

The points of diversion are located at:
NORTH FORK: 40 FEET NORTH AND 620 FEET WEST FROM E 1/4 CORNER OF SECTION 20, being within the SE ¼ NE ¼ of Section 20, Township 36 South, Range 2 East, W.M.,

SOUTH FORK: 780 FEET SOUTH AND 400 FEET WEST FROM E 1/4 CORNER OF SECTION 29, being within the NE ¼ SE ¼ of Section 29, Township 36 South, Range 2 East, W.M.

A description of the place of use to which this right is appurtenant is as follows:

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

80567

NE ¼ SW ¼ 2.0 ACRES
SECTION 14
NE ¼ NE ¼ 10.0 ACRES
SECTION 15
SE ¼ NE ¼ 20.0 ACRES
SECTION 18
SW ¼ NE ¼ 3.0 ACRES
NW ¼ SE ¼ 7.0 ACRES
SECTION 19
NW ¼ NE ¼ 10.0 ACRES
SECTION 30

TOWNSHIP 36 SOUTH, RANGE 1 EAST, W.M.

NE ¼ NE ¼ 18.0 ACRES
SECTION 30

TOWNSHIP 36 SOUTH, RANGE 2 EAST, W.M.

NE ¼ SE ¼ 6.0 ACRES
SECTION 8
NW ¼ SW ¼ 4.0 ACRES
SECTION 9
SE ¼ SE ¼ 20.0 ACRES
SECTION 13
NW ¼ NE ¼ 10.0 ACRES
SECTION 16
SE ¼ SE ¼ 15.6 ACRES
SECTION 20
SW ¼ SW ¼ 1 10.0 ACRES
SECTION 21
NE ¼ SW ¼ 5.0 ACRES
NW ¼ SE ¼ 8.0 ACRES
SECTION 23
NE ¼ NW ¼ 25.3 ACRES
NW ¼ NW ¼ 16.76 ACRES
NE ¼ SW ¼ 21.0 ACRES
NW ¼ SW ¼ 15.0 ACRES
SW ¼ SW ¼ 20.0 ACRES
SE ¼ SW ¼ 20.0 ACRES
SECTION 29
NE ¼ NE ¼ 8.0 ACRES
NW ¼ NE ¼ 8.0 ACRES
SW ¼ NE ¼ 10.0 ACRES
NE ¼ SW ¼ 10.0 ACRES
SECTION 30
SE ¼ SW ¼ 15.0 ACRES
SECTION 32
NE ¼ NE ¼ 5.0 ACRES
NW ¼ NE ¼ 38.0 ACRES
SW ¼ NE ¼ 31.0 ACRES
SE ¼ SW ¼ 10.0 ACRES
SECTION 33

TOWNSHIP 36 SOUTH, RANGE 1 WEST, W.M.

NE ¼ SW ¼ 5.0 ACRES
SE ¼ SW ¼ 15.0 ACRES
SECTION 14
NW ¼ NE ¼ 10.0 ACRES
SECTION 21
NE ¼ NW ¼ 10.0 ACRES
NE ¼ SE ¼ 40.0 ACRES
SECTION 22
NW ¼ SW ¼ 10.0 ACRES
SE ¼ SW ¼ 10.0 ACRES
NE ¼ SE ¼ 20.0 ACRES
NW ¼ SE ¼ 20.0 ACRES
SW ¼ SE ¼ 10.0 ACRES
SECTION 24
SE ¼ NE ¼ 10.0 ACRES
NE ¼ NW ¼ 10.0 ACRES
NE ¼ SW ¼ 10.0 ACRES
NE ¼ SE ¼ 5.0 ACRES
NW ¼ SE ¼ 5.0 ACRES
SECTION 25
NE ¼ SW ¼ 40.0 ACRES
SW ¼ SW ¼ 3.0 ACRES
SECTION 26
SE ¼ SE ¼ 7.0 ACRES
SECTION 27
NW ¼ NW ¼ 10.0 ACRES
SW ¼ NW ¼ 10.0 ACRES
NE ¼ SW ¼ 10.0 ACRES
NW ¼ SE ¼ 10.0 ACRES
SW ¼ SE ¼ 10.0 ACRES
SECTION 35

TOWNSHIP 36 SOUTH, RANGE 2 WEST, W.M.

| | | | | | |
|---|---|---|---|---|---|
| NW ¼ NE ¼ | 10.0 ACRES | | | SE ¼ NE ¼ | 10.0 ACRES |
| NE ¼ NW ¼ | 8.0 ACRES | | | SECTION 7 | |
| NW ¼ NW ¼ | 2.0 ACRES | | | NW ¼ NW ¼ | 10.0 ACRES |
| NE ¼ SW ¼ | 10.0 ACRES | | | SW ¼ NW ¼ | 5.0 ACRES |
| NW ¼ SW ¼ | 10.0 ACRES | | | SE ¼ NW ¼ | 25.0 ACRES |
| SECTION 5 | | | | SECTION 18 | |
| SE ¼ NE ¼ | 10.0 ACRES | | | NW ¼ NW ¼ | 10.0 ACRES |
| NE ¼ SE ¼ | 20.0 ACRES | | | SECTION 19 | |
| SECTION 6 | | | | | |

TOWNSHIP 37 SOUTH, RANGE 1 WEST, W.M.

| | | | |
|---|---|---|---|
| NW ¼ NW ¼ | 10.0 ACRES | NW ¼ NE ¼ | 27.0 ACRES |
| SE ¼ NW ¼ | 10.0 ACRES | NE ¼ NW ¼ | 3.0 ACRES |
| NW ¼ SW ¼ | 19.0 ACRES | SW ¼ SW ¼ | 10.0 ACRES |
| SE ¼ SW ¼ | 10.0 ACRES | SECTION 12 | |
| SW ¼ SE ¼ | 10.0 ACRES | NE ¼ NW ¼ | 10.0 ACRES |
| SECTION 1 | | NW ¼ SE ¼ | 10.0 ACRES |
| NE ¼ NE ¼ | 5.0 ACRES | SW ¼ SE ¼ | 5.0 ACRES |
| NE ¼ SE ¼ | 1.0 ACRES | SE ¼ SE ¼ | 10.0 ACRES |
| SECTION 2 | | SECTION 13 | |
| SW ¼ NE ¼ | 12.0 ACRES | NW ¼ NE ¼ | 10.0 ACRES |
| SW ¼ NW ¼ | 25.0 ACRES | SE ¼ NE ¼ | 10.0 ACRES |
| SE ¼ NW ¼ | 25.0 ACRES | SECTION 14 | |
| NE ¼ SW ¼ | 40.0 ACRES | NE ¼ NE ¼ | 10.0 ACRES |
| NW ¼ SW ¼ | 10.0 ACRES | SECTION 24 | |
| SE ¼ SW ¼ | 17.0 ACRES | | |
| NW ¼ SE ¼ | 18.0 ACRES | | |
| SW ¼ SE ¼ | 3.0 ACRES | | |
| SECTION 11 | | | |

TOWNSHIP 37 SOUTH, RANGE 2 WEST, W.M.

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

This certificate describes that portion of the water right certificate 17213 State Record of Water Rights, NOT modified by an order of the Director entered on February 15, 1963, and recorded in Special Order Volume 12, Page 313 approving Transfer H-134.

80567

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director,

affixed January 28, 2004.

Dwight Fred for
Paul. R. Cleary

Recorded in State Record of Water Right Certificates numbered 80567.

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of

NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries of LITTLE BUTTE CREEK for PRIMARY IRRIGATION OF 9048.2 ACRES AND SUPPLEMENTAL IRRIGATION OF 705.2 ACRES. 9753.4

This right was perfected under Permit E-19. The date of priority is July 23, 1909. This right is limited to 50 CUBIC FEET PER SECOND (CFS) INTO HOPKINS CANAL AT BRADSHAW DROP, or its equivalent in case of rotation, measured at the point of diversion from the source.

This certificate, together with certificate numbered 80570 for irrigation within the Medford Irrigation District, confirms all water rights perfected under permit E-19. Total diversions through the Main Canal from North Fork and South Fork of Little Butte Creek shall not exceed 140 CFS at any one time, being 50 CFS for Rogue River Valley Irrigation District and 90 CFS for Medford Irrigation District. Total diversions from North Fork Little Butte Creek shall not exceed 125 CFS at any one time. Total diversions from South Fork Little Butte Creek shall not exceed 100 CFS at any one time.

The points of diversion are located:
NORTH FORK LITTLE BUTTE CREEK: 40 FEET NORTH AND 620 FEET WEST FROM E 1/4 CORNER OF SECTION 20, being within the SE¼ NE¼ of Section 20, Township 36 South, Range 2 East, W.M.,

SOUTH FORK LITTLE BUTTE CREEK: 780 FEET SOUTH AND 400 FEET WEST FROM E 1/4 CORNER OF SECTION 29, being within the NE¼ SE¼ of Section 29, Township 36 South, Range 2 East, W.M.

BRADSHAW DROP: SW¼ SW¼ , SECTION 8, TOWNSHIP 36 SOUTH, RANGE 1 EAST, W.M.,

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.



T-1046 5

L-766 1-759 1-767

The amount of water used for irrigation is limited to a diversion of ONE-HUNDREDTH 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 to which this right is appurtenant is as follows:

| | | Primary Acres | Supplemental Acres |
|---|---|---|---|
| | NW¼ NE¼ | 12.1 | |
| | SW¼ NE¼ | 17.8 | |
| | NE¼ NW¼ | 5.8 | |
| | NE¼ SE¼ | 6.7 | |
| | NW¼ SE¼ | 8.2 | |
| | SE¼ SE¼ | 6.3 | |
| | SECTION 7 | | |
| | NE¼ NE¼ | 25.0 | |
| | NW¼ NE¼ | 17.9 | |
| | SW¼ NE¼ | 35.5 | |
| S | SE¼ NE¼ | 2.9 | 20.0 |
| | SW¼ NW¼ | 0.5 | |
| S | SE¼ NW¼ | 5.7 | 20.0 |
| | NE¼ SW¼ | 36.6 | |
| | NW¼ SW¼ | 23.6 | |
| | SW¼ SW¼ | 18.9 | |
| | SE¼ SW¼ | 39.9 | |
| | NE¼ SE¼ | 3.0 | |
| | NW¼ SE¼ | 38.0 | |
| | SW¼ SE¼ | 24.4 | |
| | SECTION 18 | | |
| | NW¼ NE¼ | 29.8 | |
| S | SW¼ NE¼ | 38.5 | |
| | SE¼ NE¼ | 33.6 | |
| | NE¼ NW¼ | 39.9 | |
| | NW¼ NW¼ | 25.9 | |
| S | SW¼ NW¼ | 14.4 | 4.6 |
| | SE¼ NW¼ | 37.6 | |
| | NE¼ SW¼ | 33.3 | |
| S | NW¼ SW¼ | 9.5 | 25.4 |
| | SE¼ SW¼ | 19.7 | |
| | NE¼ SE¼ | 34.7 | |
| S | NW¼ SE¼ | 20.0 | 18.0 |
| S | SW¼ SE¼ | 24.0 | 14.0 |
| | SE¼ SE¼ | 28.2 | |
| | SECTION 19 | | |

Township 36 South, Range 1 East, W.M.

| | | | |
|---|---|---|---|
| | SW¼ NW¼ | 6.3 | |
| | NW¼ SW¼ | 20.0 | |
| | SECTION 20 | | |
| | NE¼ NE¼ | 4.3 | |
| S | NW¼ NE¼ | 22.9 | 10.0 |
| | SW¼ NE¼ | 13.6 | |
| | NE¼ NW¼ | 11.1 | |
| | SECTION 30 | | |
| | Township 36 South, Range 1 East, W.M. | | |
| | SW¼ NE¼ | 32.0 | |
| | SE¼ NE¼ | 29.1 | |
| | NE¼ SW¼ | 7.9 | |
| S | NE¼ SE¼ | 35.2 | |
| | NW¼ SE¼ | 20.9 | |
| | SE¼ SE¼ | 8.9 | |
| | SECTION 8 | | |
| | NE¼ SW¼ | 19.0 | |
| S | NW¼ SW¼ | 32.3 | |
| | SW¼ SW¼ | 17.1 | |
| | SE¼ SW¼ | 5.1 | |
| | NE¼ SE¼ | 5.4 | |
| | NW¼ SE¼ | 1.2 | |
| | SW¼ SE¼ | 9.6 | |
| | SE¼ SE¼ | 28.7 | |
| | SECTION 9 | | |
| | SW¼ SW¼ | 10.9 | |
| | SE¼ SW¼ | 22.8 | |
| | SW¼ SE¼ | 10.1 | |
| | SECTION 10 | | |
| | SW¼ NE¼ | 2.5 | |
| | SE¼ NW¼ | 2.6 | |
| | NE¼ SW¼ | 8.4 | |
| | SW¼ SW¼ | 12.5 | |
| | NE¼ SE¼ | 9.0 | |
| | NW¼ SE¼ | 6.5 | |
| S | SE¼ SE¼ | 9.8 | 20.0 |
| | SECTION 13 | | |
| | SW¼ NE¼ | 3.4 | |
| | SW¼ NW¼ | 18.4 | |
| | NE¼ SW¼ | 17.5 | |
| | NW¼ SW¼ | 13.9 | |
| | SE¼ SW¼ | 0.2 | |
| | NE¼ SE¼ | 24.1 | |
| | NW¼ SE¼ | 5.7 | |
| | SW¼ SE¼ | 6.2 | |
| | SE¼ SE¼ | 3.3 | |
| | SECTION 14 | | |
| | Township 36 South, Range 1 West, W.M. | | |

| | | |
|---|---|---|
| NW¼ NE¼ | 22.9 | |
| SW¼ NE¼ | 9.5 | |
| SE¼ NE¼ | 30.8 | |
| NE¼ NW¼ | 23.3 | |
| NW¼ NW¼ | 19.5 | |
| SW¼ NW¼ | 3.9 | |
| SE¼ NW¼ | 24.8 | |
| NE¼ SW¼ | 2.3 | |
| NW¼ SW¼ | 5.2 | |
| NE¼ SE¼ | 27.0 | |
| NW¼ SE¼ | 7.2 | |
| SW¼ SE¼ | 2.1 | |
| SE¼ SE¼ | 34.6 | |
| SECTION 15 | | |
| SW¼ NE¼ | 19.3 | |
| SE¼ NE¼ | 14.0 | |
| SW¼ NW¼ | 2.3 | |
| SE¼ NW¼ | 3.7 | |
| NE¼ SE¼ | 3.7 | |
| NW¼ SE¼ | 0.6 | |
| SECTION 16 | | |
| SW¼ NE¼ | 18.4 | |
| SE¼ NE¼ | 0.1 | |
| NE¼ SE¼ | 1.9 | |
| NW¼ SE¼ | 14.5 | |
| SECTION 17 | | |
| NW¼ NW¼ | 1.5 | |
| SECTION 18 | | |
| SW¼ SW¼ | 5.8 | |
| SE¼ SW¼ | 0.4 | |
| SW¼ SE¼ | 0.1 | |
| SE¼ SE¼ | 6.3 | |
| SECTION 19 | | |
| SW¼ SW¼ | 1.9 | |
| SE¼ SW¼ | 0.2 | |
| SECTION 20 | | |
| Hoover ponds county park | | |
| SECTION 21 | | |
| NE¼ NE¼ | 25.2 | |
| SW¼ NE¼ | 4.9 | |
| SE¼ NE¼ | 4.9 | |
| NE¼ SW¼ | | 20.4 |
| NW¼ SW¼ | | 2.0 |
| SW¼ SW¼ | | 11.2 |
| SE¼ SW¼ | | 28.8 |
| SECTION 22 | | |

Township 36 South, Range 1 West, W.M.

| | | | | |
|---|---|---|---|---|
| | | SW¼ NE¼ | 18.4 | |
| | | SE¼ NE¼ | 9.7 | |
| | | NW¼ NW¼ | 11.1 | |
| | | SW¼ NW¼ | 19.3 | |
| | | SE¼ NW¼ | 20.7 | |
| S | | NE¼ SW¼ | 2.0 | 5.0 |
| | | NE¼ SE¼ | 32.6 | |
| S | | NW¼ SE¼ | 20.0 | 8.0 |
| | | SECTION 23 | | |
| | | NE¼ NE¼ | 28.2 | |
| | | NW¼ NE¼ | 1.7 | |
| | | SW¼ NE¼ | 0.2 | |
| | | SE¼ NE¼ | 18.6 | |
| | | NW¼ SW¼ | 15.9 | |
| | | SECTION 24 | | |
| | | NW¼ NE¼ | 7.4 | |
| | | NE¼ NW¼ | 26.2 | |
| | | NW¼ NW¼ | 27.6 | |
| | | SW¼ NW¼ | 33.0 | |
| | | NW¼ SW¼ | 20.1 | |
| | | SECTION 27 | | |
| | | NE¼ NE¼ | 13.6 | |
| | | NW¼ NE¼ | 4.6 | |
| | | SE¼ NE¼ | 6.5 | |
| | | SW¼ NW¼ | 16.5 | |
| | | SE¼ NW¼ | 21.2 | |
| | | SW¼ SW¼ | 32.8 | |
| | | SE¼ SW¼ | 28.5 | |
| | | NE¼ SE¼ | 12.2 | |
| | | NW¼ SE¼ | 1.9 | |
| | | SW¼ SE¼ | 26.8 | |
| | | SE¼ SE¼ | 24.9 | |
| | | SECTION 28 | | |
| | | NE¼ NE¼ | 2.3 | |
| | | NW¼ NE¼ | 3.1 | |
| | | SW¼ NE¼ | 21.6 | |
| | | SE¼ NE¼ | 17.0 | |
| S | | NE¼ NW¼ | | 29.1 |
| S | | NW¼ NW¼ | | 13.9 |
| | | SW¼ NW¼ | 10.1 | |
| S | | SE¼ NW¼ | 9.2 | |
| S | | NE¼ SW¼ | 15.1 | 21.0 |
| S | | NW¼ SW¼ | 15.3 | 15.0 |
| S | | SW¼ SW¼ | 4.9 | 20.0 |
| S | | SE¼ SW¼ | 4.1 | 35.5 |
| | | SECTION 29 | | |

Township 36 South, Range 1 West, W.M.

| | | | |
|---|---|---|---|
| | NE¼ SE¼ | 1.2 | |
| | NW¼ SE¼ | 4.5 | |
| | SW¼ SE¼ | 38.9 | |
| | SE¼ SE¼ | 31.6 | |
| | SECTION 29 | | |
| S | NE¼ NE¼ | 12.3 | 8.0 |
| S | NW¼ NE¼ | 25.1 | 8.0 |
| S | SW¼ NE¼ | 10.3 | 10.0 |
| | NE¼ NW¼ | 18.1 | |
| | NW¼ NW¼ | 25.8 | |
| | SW¼ NW¼ | 10.0 | |
| | SE¼ NW¼ | 22.7 | |
| S | NE¼ SW¼ | 4.1 | 10.0 |
| | NW¼ SW¼ | 30.8 | |
| | SW¼ SW¼ | 39.7 | |
| | SE¼ SW¼ | 39.1 | |
| S | NW¼ SE¼ | 1.5 | 11.0 |
| S | SW¼ SE¼ | 20.3 | 7.6 |
| S | SE¼ SE¼ | 5.3 | 4.7 |
| | SECTION 30 | | |
| | NW¼ NE¼ | 1.4 | |
| | NW¼ NW¼ | 4.9 | |
| | SE¼ NW¼ | 4.5 | |
| | NE¼ SW¼ | 17.8 | |
| | NW¼ SW¼ | 5.9 | |
| | SW¼ SW¼ | 7.0 | |
| | SE¼ SW¼ | 29.9 | |
| | NW¼ SE¼ | 15.5 | |
| | SECTION 31 | | |
| | NE¼ NE¼ | 37.7 | |
| S | NW¼ NE¼ | 20.8 | 19.0 |
| | SW¼ NE¼ | 39.6 | |
| | SE¼ NE¼ | 29.7 | |
| S | NE¼ NW¼ | 27.5 | 10.6 |
| | NW¼ NW¼ | 27.9 | |
| | SW¼ NW¼ | 25.5 | |
| | SE¼ NW¼ | 39.9 | |
| | NE¼ SW¼ | 19.5 | |
| | NW¼ SW¼ | 3.9 | |
| | SW¼ SW¼ | 4.4 | |
| S | SE¼ SW¼ | 21.3 | 15.0 |
| | NE¼ SE¼ | 11.1 | |
| | NW¼ SE¼ | 11.7 | |
| | SW¼ SE¼ | 28.4 | |
| | SE¼ SE¼ | 37.6 | |
| | SECTION 32 | | |

Township 36 South, Range 1 West, W.M.

| | | | |
|---|---|---|---|
| S | NE¼ NE¼ | 6.6 | 5.0 |
| S | NW¼ NE¼ | 0.3 | 38.0 |
| S | SW¼ NE¼ | 5.7 | 31.0 |
| | SE¼ NE¼ | 0.8 | |
| | NE¼ NW¼ | 38.0 | |
| | NW¼ NW¼ | 37.9 | |
| | SW¼ NW¼ | 22.6 | |
| | SE¼ NW¼ | 38.3 | |
| | NE¼ SW¼ | 36.9 | |
| | NW¼ SW¼ | 36.3 | |
| | SW¼ SW¼ | 38.7 | |
| S | SE¼ SW¼ | 27.9 | 10.0 |
| | NW¼ SE¼ | 23.3 | |
| | SW¼ SE¼ | 1.2 | |
| | SECTION 33 | | |
| | NE¼ NE¼ | 12.8 | |
| | SE¼ NE¼ | 15.0 | |
| | NE¼ SE¼ | 7.8 | |
| | NW¼ SE¼ | 0.8 | |
| | SW¼ SE¼ | 9.4 | |
| | SE¼ SE¼ | 8.4 | |
| | SECTION 36 | | |

Township 36 South, Range 1 West, W.M.

| | | | |
|---|---|---|---|
| | NE¼ NE¼ | 18.5 | |
| | SECTION 13 | | |
| | SW¼ NE¼ | 9.6 | |
| | SE¼ NE¼ | 1.9 | |
| | NE¼ NW¼ | 2.5 | |
| | SE¼ NW¼ | 15.3 | |
| | NE¼ SW¼ | 36.5 | |
| | NW¼ SW¼ | 22.4 | |
| | SE¼ SW¼ | 15.9 | |
| | NW¼ SE¼ | 7.7 | |
| | SW¼ SE¼ | 13.8 | |
| | SE¼ SE¼ | 6.4 | |
| | SECTION 21 | | |
| | SW¼ SW¼ | 13.4 | |
| | SECTION 22 | | |
| | NW¼ SE¼ | 29.1 | |
| | SW¼ SE¼ | 19.9 | |
| | SE¼ SE¼ | 35.9 | |
| | SECTION 23 | | |
| | NE¼ NE¼ | 25.1 | |
| | SW¼ NE¼ | 0.1 | |
| S | SE¼ NE¼ | 25.7 | 10 |
| | SECTION 25 | | |

Township 36 South, Range 2 West, W.M.

| | | | | |
|---|---|---|---|---|
| S | | NE¼ NW¼ | 10.0 | 10 |
| | | NW¼ NW¼ | 26.3 | |
| S | | NE¼ SE¼ | 23.0 | 5 |
| S | | NW¼ SE¼ | 5.0 | |
| | | SW¼ SE¼ | 14.6 | |
| | | SE¼ SE¼ | 26.5 | |
| | | SECTION 25 | | |
| | | NW¼ NE¼ | 31.5 | |
| | | NE¼ NW¼ | 0.7 | |
| S | | NE¼ SW¼ | | 15.1 |
| | | NW¼ SW¼ | 1.2 | |
| S | | SW¼ SW¼ | 2.0 | 3.0 |
| | | SE¼ SW¼ | 2.2 | |
| | | NW¼ SE¼ | 7.9 | |
| | | SW¼ SE¼ | 20.4 | |
| | | SE¼ SE¼ | 4.5 | |
| | | SECTION 26 | | |
| | | NE¼ NE¼ | 5.0 | |
| | | NW¼ NE¼ | 2.0 | |
| | | SW¼ NE¼ | 25.5 | |
| | | NW¼ NW¼ | 24.3 | |
| | | SW¼ NW¼ | 25.3 | |
| | | SE¼ NW¼ | 26.7 | |
| | | NE¼ SW¼ | 29.3 | |
| | | NW¼ SW¼ | 10.0 | |
| | ? | SW¼ SW¼ | | |
| | | NE¼ SE¼ | 0.7 | |
| | | NW¼ SE¼ | 4.3 | |
| | | SW¼ SE¼ | 19.8 | |
| S | | SE¼ SE¼ | 2.3 | 4.0 |
| | | SECTION 27 | | |
| | | NE¼ NE¼ | 26.7 | |
| | | NW¼ NE¼ | 6.8 | |
| | | SW¼ NE¼ | 17.1 | |
| | | SE¼ NE¼ | 21.9 | |
| | | NE¼ NW¼ | 9.9 | |
| | | NW¼ NW¼ | 2.1 | |
| | | SW¼ NW¼ | 1.4 | |
| | | SE¼ NW¼ | 25.9 | |
| | ? | NE¼ SW¼ | | |
| | | NW¼ SW¼ | 5.4 | |
| | | SW¼ SW¼ | 21.8 | |
| | | SE¼ SW¼ | 17.3 | |
| | | NE¼ SE¼ | 0.6 | |
| | | NW¼ SE¼ | 3.4 | |
| | | SW¼ SE¼ | 4.7 | |
| | | SECTION 28 | | |

| | | |
|---|---|---|
| | NE¼ SE¼ | 12.2 |
| | SE¼ SE¼ | 1.8 |
| | SECTION 31 | |
| | NE¼ NE¼ | 1.5 |
| | SW¼ NE¼ | 8.9 |
| | SE¼ NE¼ | 23.6 |
| | SE¼ NW¼ | 16.5 |
| | NE¼ SW¼ | 35.4 |
| | NW¼ SW¼ | 38.4 |
| | SW¼ SW¼ | 27.1 |
| | SE¼ SW¼ | 38.7 |
| | NE¼ SE¼ | 40.0 |
| | NW¼ SE¼ | 39.5 |
| | SW¼ SE¼ | 32.8 |
| | SE¼ SE¼ | 31.0 |
| | SECTION 32 | |
| S | NE¼ NE¼ | 12.7 |
| | NW¼ NE¼ | 19.6 |
| | SW¼ NE¼ | 31.2 |
| S | SE¼ NE¼ | 32.8 |
| | NE¼ NW¼ | 24.7 |
| | NW¼ NW¼ | 34.1 |
| | SW¼ NW¼ | 37.7 |
| | SE¼ NW¼ | 39.7 |
| | NE¼ SW¼ | 37.7 |
| | NW¼ SW¼ | 35.4 |
| | SW¼ SW¼ | 32.3 |
| | SE¼ SW¼ | 32.4 |
| | NE¼ SE¼ | 32.0 |
| | NW¼ SE¼ | 30.4 |
| | SW¼ SE¼ | 33.3 |
| | SE¼ SE¼ | 22.3 |
| | SECTION 33 | |
| | NE¼ NE¼ | 18.0 |
| | NW¼ NE¼ | 32.0 |
| | SW¼ NE¼ | 40.0 |
| | SE¼ NE¼ | 40.0 |
| | NE¼ NW¼ | 29.2 |
| | NW¼ NW¼ | 16.5 |
| | SW¼ NW¼ | 5.5 |
| | SE¼ NW¼ | 26.6 |
| | NE¼ SW¼ | 20.9 |
| | ?NW¼ SW¼ | |
| | SW¼ SW¼ | 20.4 |
| | SE¼ SW¼ | 25.3 |
| | SECTION 34 | |

Township 36 South, Range 2 West, W.M.

| | | | |
|---|---|---|---|
| | NE¼ SE¼ | 24.5 | |
| | NW¼ SE¼ | 5.1 | |
| | SW¼ SE¼ | 0.2 | |
| | SE¼ SE¼ | 9.9 | |
| | SECTION 34 | | |
| | NE¼ NE¼ | 17.7 | |
| | SW¼ NE¼ | 6.0 | |
| | SE¼ NE¼ | 8.5 | |
| | NE¼ NW¼ | 17.9 | |
| S | NW¼ NW¼ | 25.4 | 10 |
| S | SW¼ NW¼ | 28.2 | 10 |
| | SE¼ NW¼ | 27.4 | |
| S | NE¼ SW¼ | 23.0 | 10 |
| | NW¼ SW¼ | 39.0 | |
| | SW¼ SW¼ | 17.2 | |
| | SE¼ SW¼ | 23.3 | |
| | NE¼ SE¼ | 15.6 | |
| S | NW¼ SE¼ | 27.4 | 10 |
| S | SW¼ SE¼ | 12.5 | 10 |
| | SE¼ SE¼ | 31.0 | |
| | SECTION 35 | | |
| | NW¼ NE¼ | 2.0 | |
| | SW¼ NE¼ | 19.4 | |
| | NE¼ NW¼ | 6.7 | |
| | NW¼ NW¼ | 4.7 | |
| | SW¼ NW¼ | 6.0 | |
| | SE¼ NW¼ | 12.7 | |
| | NW¼ SW¼ | 6.1 | |
| | SE¼ SW¼ | 3.7 | |
| | NE¼ SE¼ | 30.7 | |
| | NW¼ SE¼ | 12.7 | |
| | SW¼ SE¼ | 11.8 | |
| | SE¼ SE¼ | 10.5 | |
| | SECTION 36 | | |

Township 36 South, Range 2 West, W.M.

| | | | |
|---|---|---|---|
| | NE¼ NW¼ | 25.9 | |
| | NW¼ NW¼ | 36.0 | |
| | SW¼ NW¼ | 31.3 | |
| | SE¼ NW¼ | 5.5 | |
| | SECTION 4 | | |
| | NE¼ NE¼ | 37.9 | |
| S | NW¼ NE¼ | 27.9 | 10 |
| | SW¼ NE¼ | 27.6 | |
| | SE¼ NE¼ | 36.2 | |
| | SECTION 5 | | |

Township 37 South, Range 1 West, W.M.

| | | | | | |
|---|---|---|---|---|---|
| S | NE¼ NW¼ | 30.8 | 8 | | |
| S | NW¼ NW¼ | 17.9 | 2 | | |
| S | SW¼ NW¼ | ~~18.0~~ 18.0 | 17 | 11.8 | 2.2 |
| | SE¼ NW¼ | ~~37.7~~ 37.7 | | | |
| S | NE¼ SW¼ | ~~16.1~~ 16.1 | ~~10~~ 10.0 | | |
| S | NW¼ SW¼ | ~~26.1~~ 26.1 | ~~10~~ 5.2 | | 4.8 |
| | SW¼ SW¼ | 4.9 ~~97.9~~ | 30.0 | | |
| | NE¼ SE¼ | 2.1 | | | (27.9 |
| | SECTION 5 | | | | |
| | NE¼ NE¼ | 31.7 | | | |
| | NW¼ NE¼ | 21.5 | | | |
| | NE¼ NW¼ | 6.6 | | | |
| | NW¼ NW¼ | 4.2 | | | |
| | SW¼ NW¼ | 34.1 | | | |
| | SE¼ NW¼ | 29.6 | | | |
| S | NW¼ SW¼ | 5.1 | 9.6 | | |
| | SECTION 6 | | | | |
| | NW¼ NW¼ | 9.2 | | | |
| | SECTION 8 | | | | |
| | NE¼ NE¼ | 0.5 | | | |
| | SW¼ NE¼ | 27.0 | | | |
| | SE¼ NE¼ | 4.0 | | | |
| S | NW¼ NW¼ | 2.5 | | | |
| | NW¼ SW¼ | 6.1 | | | |
| | SE¼ SW¼ | 8.1 | | | |
| | NE¼ SE¼ | 1.4 | | | |
| | NW¼ SE¼ | 10.5 | | | |
| | SW¼ SE¼ | 1.1 | | | |
| | SECTION 18 | | | | |

Township 37 South, Range 1 West, W.M.

| | | |
|---|---|---|
| | SW¼ NE¼ | 9.6 |
| | NE¼ NW¼ | 6.0 |
| S | NW¼ NW¼ | 12.8 |
| | SW¼ NW¼ | 1.3 |
| S | SE¼ NW¼ | 2.6 |
| | NE¼ SW¼ | 18.4 |
| S | NW¼ SW¼ | 22.6 |
| | SW¼ SW¼ | 20.3 |
| S | SE¼ SW¼ | 29.4 |
| | NW¼ SE¼ | 7.6 |
| S | SW¼ SE¼ | 2.1 |
| | SECTION 1 | |

Township 37 South, Range 2 West, W.M.

| | | | |
|---|---|---|---|
| S | NE¼ NE¼ | 28.1 | |
| | NW¼ NE¼ | 4.8 | |
| | SW¼ NE¼ | 3.5 | |
| | SE¼ NE¼ | 32.5 | |
| | NE¼ SW¼ | 5.1 | |
| | NW¼ SW¼ | 1.5 | |
| S | NE¼ SE¼ | 19.4 | |
| | NW¼ SE¼ | 8.2 | |
| | SE¼ SE¼ | 2.4 | |
| | SECTION 2 | | |
| | NW¼ NE¼ | 9.3 | |
| | SW¼ NE¼ | 0.9 | |
| | NE¼ NW¼ | 2.6 | |
| | NW¼ NW¼ | 9.0 | |
| | SW¼ NW¼ | 36.4 | |
| | SE¼ NW¼ | 14.5 | |
| | NE¼ SW¼ | 16.0 | |
| | NW¼ SW¼ | 37.0 | |
| | SW¼ SW¼ | 16.8 | |
| | SE¼ SW¼ | 37.1 | |
| | NW¼ SE¼ | 16.7 | |
| | SW¼ SE¼ | 12.0 | |
| | SECTION 3 | | |
| | NE¼ NE¼ | 32.9 | |
| | NW¼ NE¼ | 39.5 | |
| | SW¼ NE¼ | 39.9 | |
| | SE¼ NE¼ | 32.0 | |
| | NE¼ NW¼ | 39.0 | |
| | NW¼ NW¼ | 34.6 | |
| | SW¼ NW¼ | 39.1 | |
| | SE¼ NW¼ | 39.8 | |
| | NE¼ SW¼ | 40.0 | |
| S | NW¼ SW¼ | 33.9 | 6.1 |
| S | SW¼ SW¼ | 32.4 | 5.6 |
| | SE¼ SW¼ | 40.0 | |
| | NE¼ SE¼ | 38.4 | |
| | NW¼ SE¼ | 40.0 | |
| | SW¼ SE¼ | 40.0 | |
| | SE¼ SE¼ | 38.9 | |
| | SECTION 4 | | |
| | NE¼ NE¼ | 40.0 | |
| | NW¼ NE¼ | 40.0 | |
| | SW¼ NE¼ | 40.0 | |
| | SE¼ NE¼ | 40.0 | |
| | SECTION 5 | | |

Township 37 South, Range 2 West, W.M.

| | | | |
|---|---|---|---|
| | NE¼ | NW¼ | 23.0 |
| | NW¼ | NW¼ | 11.0 |
| | SW¼ | NW¼ | 5.8 |
| | SE¼ | NW¼ | 35.7 |
| | NE¼ | SW¼ | 2.0 |
| | NE¼ | SE¼ | 39.5 |
| | NW¼ | SE¼ | 22.5 |
| | SE¼ | SE¼ | 14.1 |
| | SECTION 5 | | |
| | NE¼ | NE¼ | 33.8 |
| | NW¼ | NE¼ | 34.7 |
| | SW¼ | NE¼ | 38.3 |
| | SE¼ | NE¼ | 34.1 |
| | NE¼ | NW¼ | 38.0 |
| | NW¼ | NW¼ | 16.3 |
| | SW¼ | NW¼ | 5.8 |
| | SE¼ | NW¼ | 38.1 |
| | NE¼ | SW¼ | 1.5 |
| | NE¼ | SE¼ | 28.4 |
| | NW¼ | SE¼ | 13.7 |
| | SW¼ | SE¼ | 2.2 |
| | SE¼ | SE¼ | 36.0 |
| | SECTION 9 | | |
| | NW¼ | NE¼ | 8.2 |
| | SW¼ | NE¼ | 2.1 |
| | NE¼ | NW¼ | 6.5 |
| | NW¼ | NW¼ | 31.5 |
| | SW¼ | NW¼ | 17.0 |
| | SE¼ | NW¼ | 0.5 |
| | NE¼ | SW¼ | 2.9 |
| | NW¼ | SW¼ | 16.6 |
| | SW¼ | SW¼ | 33.4 |
| | SE¼ | SW¼ | 25.2 |
| | NE¼ | SE¼ | 2.9 |
| | NW¼ | SE¼ | 8.9 |
| | SW¼ | SE¼ | 29.6 |
| | SE¼ | SE¼ | 29.1 |
| | SECTION 10 | | |
| | SW¼ | SW¼ | 24.2 |
| | SE¼ | SE¼ | 1.5 |
| | SECTION 11 | | |
| S | NW¼ | NE¼ | 1.6 |
| | SW¼ | NE¼ | 3.7 |
| | SE¼ | NE¼ | 5.6 |
| S | NE¼ | NW¼ | 30.6 |
| | NW¼ | NW¼ | 10.3 |
| | SECTION 12 | | |

Township 37 South, Range 2 West, W.M.

| | | |
|---|---|---|
| | SE¼ NW¼ | 6.4 |
| | SW¼ SW¼ | 5.7 |
| | NE¼ SE¼ | 20.3 |
| | NW¼ SE¼ | 25.5 |
| | SW¼ SE¼ | 3.2 |
| | SE¼ SE¼ | 0.2 |
| | SECTION 12 | |
| S | NE¼ NW¼ | 7.7 |
| | NW¼ NW¼ | 9.6 |
| | SW¼ NW¼ | 7.0 |
| | SE¼ NW¼ | 11.8 |
| | NE¼ SW¼ | 2.1 |
| | NW¼ SW¼ | 5.2 |
| | SE¼ SW¼ | 0.1 |
| | NE¼ SE¼ | 2.8 |
| S | SE¼ SE¼ | 0.1 |
| | SECTION 13 | |
| | NE¼ NE¼ | 0.6 |
| S | SE¼ NE¼ | 0.2 |
| | NE¼ NW¼ | 2.3 |
| | NW¼ NW¼ | 40.0 |
| | SW¼ NW¼ | 40.0 |
| | SE¼ NW¼ | 22.0 |
| | NE¼ SW¼ | 34.7 |
| | NW¼ SW¼ | 40.0 |
| | SW¼ SW¼ | 23.6 |
| | SE¼ SW¼ | 25.8 |
| | NW¼ SE¼ | 9.7 |
| | SW¼ SE¼ | 1.6 |
| | SECTION 14 | |
| | NE¼ NE¼ | 39.6 |
| | NW¼ NE¼ | 39.7 |
| | SW¼ NE¼ | 39.7 |
| | SE¼ NE¼ | 39.6 |
| | NE¼ NW¼ | 39.0 |
| | NW¼ NW¼ | 37.5 |
| | SW¼ NW¼ | 7.9 |
| | SE¼ NW¼ | 31.7 |
| | NE¼ SE¼ | 39.5 |
| | NW¼ SE¼ | 17.4 |
| | SE¼ SE¼ | 10.2 |
| | SECTION 15 | |
| | NE¼ NE¼ | 15.2 |
| | SECTION 16 | |

Township 37 South, Range 2 West, W.M.

| | | |
|---|---|---|
| NE¼ NW¼ | 2.6 | |
| NW¼ NW¼ | 1.7 | |
| SECTION 23 | | |
| NW¼ NE¼ | 0.3 | |
| SECTION 24 | | |

Township 37 South, Range 2 West, W.M.

9048.2 705.2

If certain lands within this water right are found to have had legally exercised water rights that have a priority date senior to the date of this permit, then this water right shall be considered supplemental to the senior water right. This water right may not be transferred separately from any senior water right existing for the same lands. If the senior water for the same lands is cancelled, then this water right may be transferred as a primary water right.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate also confirms orders of the Water Resources Director approving permit amendments as follows:

T-7461 to amend the place of use for 32.4 acres of irrigation as recorded in Special Order Volume 50 Page 326.

T-8242 to amend the place of use for 10 acres of irrigation as recorded in Special Order Volume 53 Page 1148.

T-8086 to amend the place of use for 64.8 acres of irrigation as recorded in Special Order Volume 53 Page 1150.

WITNESS the signature of the Water Resources Director,

affixed January 28 2004

Dwight Fred fa

Paul R. Cleary

Recorded in State Record of Water Right Certificates numbered 80569.

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of

FOUR MILE LAKE RESERVOIR, within the KLAMATH RIVER BASIN; and waters draining or flowing into the CASCADE CANAL; and FISH LAKE RESERVOIR, within the ROGUE RIVER BASIN; as constructed under Permit R-50; for SUPPLEMENTAL IRRIGATION OF 9753.4 ACRES.

This right was perfected under Permit 407. The date of priority is MARCH 31, 1910. This right is limited to 50 CUBIC FEET PER SECOND (CFS) INTO HOPKINS CANAL AT BRADSHAW DROP, or its equivalent in case of rotation, measured at the point of diversion from the source.

Water is conveyed from Four Mile Lake via the Cascade Canal, and held, and stored in Fish Lake. Water is rediverted and released into the North Fork Little Butte Creek, and is rediverted into the Main Canal shared by Rogue River Valley and Medford Irrigation Districts. At Bradshaw Drop the water is split between the Hopkins Canal and the Medford Canal.

This certificate, together with certificate numbered 80572 for irrigation within the Medford Irrigation District, and certificate numbered 80573 for manufacturing, confirms all water rights perfected under permit 407. Total diversions through the Main Canal from North Fork and South Fork of Little Butte Creek shall not exceed 140 CFS at any one time.

The points of diversion are located:
FOUR MILE LAKE DAM: 3600 FEET NORTH AND 4200 FEET EAST OF SW CORNER OF SECTION 9, being within SWNW OF SECTION 9, TOWNSHIP 36 SOUTH, RANGE 5 EAST, W.M.

FISH LAKE DAM : 4000 FEET SOUTH AND 600 FEET EAST OF NE CORNER OF SECTION 4, being within SESE OF SECTION 4, TOWNSHIP 37 SOUTH, RANGE 4 EAST, W.M.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

NORTH FORK LITTLE BUTTE CREEK: 40 FEET NORTH AND 620 FEET WEST FROM E 1/4 CORNER OF SECTION 20, being within the SENE OF SECTION 20, TOWNSHIP 36 SOUTH, RANGE 2 EAST, W.M.,

BRADSHAW DROP: SW1/4 SW1/4, SECTION 8, TOWNSHIP 36 SOUTH, RANGE 1 EAST, W.M.,

The amount of water used for irrigation 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 to which this right is appurtenant is as follows:

## SUPPLEMENTAL ACRES

| | |
|---|---|
| NW¼ NE¼ | 12.1 |
| SW¼ NE¼ | 17.8 |
| NE¼ NW¼ | 5.8 |
| NE¼ SE¼ | 6.7 |
| NW¼ SE¼ | 8.2 |
| SE¼ SE¼ | 6.3 |
| SECTION 7 | |
| NE¼ NE¼ | 25.0 |
| NW¼ NE¼ | 17.9 |
| SW¼ NE¼ | 35.5 |
| SE¼ NE¼ | 22.9 |
| SW¼ NW¼ | 0.5 |
| SE¼ NW¼ | 25.7 |
| NE¼ SW¼ | 36.6 |
| NW¼ SW¼ | 23.6 |
| SW¼ SW¼ | 18.9 |
| SE¼ SW¼ | 39.9 |
| NE¼ SE¼ | 3.0 |
| NW¼ SE¼ | 38.0 |
| SW¼ SE¼ | 24.4 |
| SECTION 18 | |
| NW¼ NE¼ | 29.8 |
| SW¼ NE¼ | 38.5 |
| SE¼ NE¼ | 33.6 |
| NE¼ NW¼ | 39.9 |
| NW¼ NW¼ | 25.9 |
| SW¼ NW¼ | 19.0 |
| SE¼ NW¼ | 37.6 |
| NE¼ SW¼ | 33.3 |
| NW¼ SW¼ | 34.9 |
| SE¼ SW¼ | 19.7 |
| NE¼ SE¼ | 34.7 |
| NW¼ SE¼ | 38.0 |
| SW¼ SE¼ | 38.0 |
| SE¼ SE¼ | 28.2 |
| SECTION 19 | |
| SW¼ NW¼ | 6.3 |
| NW¼ SW¼ | 20.0 |
| SECTION 20 | |
| NE¼ NE¼ | 4.3 |
| NW¼ NE¼ | 32.9 |
| SW¼ NE¼ | 13.6 |
| NE¼ NW¼ | 11.1 |
| SECTION 30 | |

Township 36 South, Range 1 East, W.M.

| | |
|---|---|
| SW¼ NE¼ | 32.0 |
| SE¼ NE¼ | 29.1 |
| NE¼ SW¼ | 7.9 |
| NE¼ SE¼ | 35.2 |
| NW¼ SE¼ | 20.9 |
| SE¼ SE¼ | 8.9 |
| SECTION 8 | |
| NE¼ SW¼ | 19.0 |
| NW¼ SW¼ | 32.3 |
| SW¼ SW¼ | 17.1 |
| SE¼ SW¼ | 5.1 |
| NE¼ SE¼ | 5.4 |
| NW¼ SE¼ | 1.2 |
| SW¼ SE¼ | 9.6 |
| SE¼ SE¼ | 28.7 |
| SECTION 9 | |
| SW¼ SW¼ | 10.9 |
| SE¼ SW¼ | 22.8 |
| SW¼ SE¼ | 10.1 |
| SECTION 10 | |
| SW¼ NE¼ | 2.5 |
| SE¼ NW¼ | 2.6 |
| NE¼ SW¼ | 8.4 |
| SW¼ SW¼ | 12.5 |
| NE¼ SE¼ | 9.0 |
| NW¼ SE¼ | 6.5 |
| SE¼ SE¼ | 29.8 |
| SECTION 13 | |
| SW¼ NE¼ | 3.4 |
| SW¼ NW¼ | 18.4 |
| NE¼ SW¼ | 17.5 |
| NW¼ SW¼ | 13.9 |
| SE¼ SW¼ | 0.2 |
| NE¼ SE¼ | 24.1 |
| NW¼ SE¼ | 5.7 |
| SW¼ SE¼ | 6.2 |
| SE¼ SE¼ | 3.3 |
| SECTION 14 | |
| NW¼ NE¼ | 22.9 |
| SW¼ NE¼ | 9.5 |
| SE¼ NE¼ | 30.8 |
| NE¼ NW¼ | 23.3 |
| NW¼ NW¼ | 19.5 |
| SW¼ NW¼ | 3.9 |
| SE¼ NW¼ | 24.8 |
| SECTION 15 | |

Township 36 South, Range 1 West, W.M.

NE¼ SW¼ 2.3
NW¼ SW¼ 5.2
NE¼ SE¼ 27.0
NW¼ SE¼ 7.2
SW¼ SE¼ 2.1
SE¼ SE¼ 34.6
SECTION 15
SW¼ NE¼ 19.3
SE¼ NE¼ 14.0
SW¼ NW¼ 2.3
SE¼ NW¼ 3.7
NE¼ SE¼ 3.7
NW¼ SE¼ 0.6
SECTION 16
SW¼ NE¼ 18.4
SE¼ NE¼ 0.1
NE¼ SE¼ 1.9
NW¼ SE¼ 14.5
SECTION 17
NW¼ NW¼ 1.5
SECTION 18
SW¼ SW¼ 5.8
SE¼ SW¼ 0.4
SW¼ SE¼ 0.1
SE¼ SE¼ 6.3
SECTION 19
SW¼ SW¼ 1.9
SE¼ SW¼ 0.2
SECTION 20
Hoover ponds county park
SECTION 21
NE¼ NE¼ 25.2
SW¼ NE¼ 4.9
SE¼ NE¼ 4.9
NE¼ SW¼ 20.4
NW¼ SW¼ 2.0
SW¼ SW¼ 11.2
SE¼ SW¼ 28.8
SECTION 22
SW¼ NE¼ 18.4
SE¼ NE¼ 9.7
NW¼ NW¼ 11.1
SW¼ NW¼ 19.3
SE¼ NW¼ 20.7
NE¼ SW¼ 7.0
NE¼ SE¼ 32.6
NW¼ SE¼ 28.0
SECTION 23

Township 36 South, Range 1 West, W.M.

NE¼ NE¼ 28.2
NW¼ NE¼ 1.7
SW¼ NE¼ 0.2
SE¼ NE¼ 18.6
NW¼ SW¼ 15.9
SECTION 24
NW¼ NE¼ 7.4
NE¼ NW¼ 26.2
NW¼ NW¼ 27.6
SW¼ NW¼ 33.0
NW¼ SW¼ 20.1
SECTION 27
NE¼ NE¼ 13.6
NW¼ NE¼ 4.6
SE¼ NE¼ 6.5
SW¼ NW¼ 16.5
SE¼ NW¼ 21.2
SW¼ SW¼ 32.8
SE¼ SW¼ 28.5
NE¼ SE¼ 12.2
NW¼ SE¼ 1.9
SW¼ SE¼ 26.8
SE¼ SE¼ 24.9
SECTION 28
NE¼ NE¼ 2.3
NW¼ NE¼ 3.1
SW¼ NE¼ 21.6
SE¼ NE¼ 17.0
NE¼ NW¼ 29.1
NW¼ NW¼ 13.9
SW¼ NW¼ 10.1
SE¼ NW¼ 9.2
NE¼ SW¼ 36.1
NW¼ SW¼ 30.3
SW¼ SW¼ 24.9
SE¼ SW¼ 39.6
NE¼ SE¼ 1.2
NW¼ SE¼ 4.5
SW¼ SE¼ 38.9
SE¼ SE¼ 31.6
SECTION 29
NE¼ NE¼ 20.3
NW¼ NE¼ 33.1
SW¼ NE¼ 20.3
NE¼ NW¼ 18.1
NW¼ NW¼ 25.8
SW¼ NW¼ 10.0
SECTION 30

Township 36 South, Range 1 West, W.M.

SE¼ NW¼ 22.7
NE¼ SW¼ 14.1
NW¼ SW¼ 30.8
SW¼ SW¼ 39.7
SE¼ SW¼ 39.1
NW¼ SE¼ 12.5
SW¼ SE¼ 27.9
SE¼ SE¼ 10.0
SECTION 30
NW¼ NE¼ 1.4
NW¼ NW¼ 4.9
SE¼ NW¼ 4.5
NE¼ SW¼ 17.8
NW¼ SW¼ 5.9
SW¼ SW¼ 7.0
SE¼ SW¼ 29.9
NW¼ SE¼ 15.5
SECTION 31
NE¼ NE¼ 37.7
NW¼ NE¼ 39.8
SW¼ NE¼ 39.6
SE¼ NE¼ 29.7
NE¼ NW¼ 38.1
NW¼ NW¼ 27.9
SW¼ NW¼ 25.5
SE¼ NW¼ 39.9
NE¼ SW¼ 19.5
NW¼ SW¼ 3.9
SW¼ SW¼ 4.4
SE¼ SW¼ 36.3
NE¼ SE¼ 11.1
NW¼ SE¼ 11.7
SW¼ SE¼ 28.4
SE¼ SE¼ 37.6
SECTION 32
NE¼ NE¼ 11.6
NW¼ NE¼ 38.3
SW¼ NE¼ 36.7
SE¼ NE¼ 0.8
NE¼ NW¼ 38.0
NW¼ NW¼ 37.9
SW¼ NW¼ 22.6
SE¼ NW¼ 38.3
NE¼ SW¼ 36.9
NW¼ SW¼ 36.3
SW¼ SW¼ 38.7
SE¼ SW¼ 37.9
NW¼ SE¼ 23.3
SW¼ SE¼ 1.2
SECTION 33
NE¼ NE¼ 12.8
SE¼ NE¼ 15.0
NE¼ SE¼ 7.8
NW¼ SE¼ 0.8
SW¼ SE¼ 9.4
SE¼ SE¼ 8.4
SECTION 36
Township 36 South, Range 1 West, W.M.
NE¼ NE¼ 18.5
SECTION 13
SW¼ NE¼ 9.6
SE¼ NE¼ 1.9
NE¼ NW¼ 2.5
SE¼ NW¼ 15.3
NE¼ SW¼ 36.5
NW¼ SW¼ 22.4
SE¼ SW¼ 15.9
NW¼ SE¼ 7.7
SW¼ SE¼ 13.8
SE¼ SE¼ 6.4
SECTION 21
SW¼ SW¼ 13.4
SECTION 22
NW¼ SE¼ 29.1
SW¼ SE¼ 19.9
SE¼ SE¼ 35.9
SECTION 23
NE¼ NE¼ 25.1
SW¼ NE¼ 0.1
SE¼ NE¼ 35.7
NE¼ NW¼ 20.0
NW¼ NW¼ 26.3
NE¼ SE¼ 28.0
NW¼ SE¼ 5.0
SW¼ SE¼ 14.6
SE¼ SE¼ 26.5
SECTION 25
NW¼ NE¼ 31.5
NE¼ NW¼ 0.7
NE¼ SW¼ 15.1
NW¼ SW¼ 1.2
SW¼ SW¼ 5.0
SE¼ SW¼ 2.2
NW¼ SE¼ 7.9
SW¼ SE¼ 20.4
SE¼ SE¼ 4.5
SECTION 26
Township 36 South, Range 2 West, W.M.

NE¼ NE¼ 5.0
NW¼ NE¼ 2.0
SW¼ NE¼ 25.5
NW¼ NW¼ 24.3
SW¼ NW¼ 25.3
SE¼ NW¼ 26.7
NE¼ SW¼ 29.3
NW¼ SW¼ 10.0
NE¼ SE¼ 0.7
NW¼ SE¼ 4.3
SW¼ SE¼ 19.8
SE¼ SE¼ 6.3
SECTION 27
NE¼ NE¼ 26.7
NW¼ NE¼ 6.8
SW¼ NE¼ 17.1
SE¼ NE¼ 21.9
NE¼ NW¼ 9.9
NW¼ NW¼ 2.1
SW¼ NW¼ 1.4
SE¼ NW¼ 25.9
NW¼ SW¼ 5.4
SW¼ SW¼ 21.8
SE¼ SW¼ 17.3
NE¼ SE¼ 0.6
NW¼ SE¼ 3.4
SW¼ SE¼ 4.7
SECTION 28
NE¼ SE¼ 12.2
SE¼ SE¼ 1.8
SECTION 31
NE¼ NE¼ 1.5
SW¼ NE¼ 8.9
SE¼ NE¼ 23.6
SE¼ NW¼ 16.5
NE¼ SW¼ 35.4
NW¼ SW¼ 38.4
SW¼ SW¼ 27.1
SE¼ SW¼ 38.7
NE¼ SE¼ 40.0
NW¼ SE¼ 39.5
SW¼ SE¼ 32.8
SE¼ SE¼ 31.0
SECTION 32

Township 36 South,
Range 2 West, W.M.

NE¼ NE¼ 12.7
NW¼ NE¼ 19.6
SW¼ NE¼ 31.2
SE¼ NE¼ 32.8
NE¼ NW¼ 24.7
NW¼ NW¼ 34.1
SW¼ NW¼ 37.7
SE¼ NW¼ 39.7
NE¼ SW¼ 37.7
NW¼ SW¼ 35.4
SW¼ SW¼ 32.3
SE¼ SW¼ 32.4
NE¼ SE¼ 32.0
NW¼ SE¼ 30.4
SW¼ SE¼ 33.3
SE¼ SE¼ 22.3
SECTION 33
NE¼ NE¼ 18.0
NW¼ NE¼ 32.0
SW¼ NE¼ 40.0
SE¼ NE¼ 40.0
NE¼ NW¼ 29.2
NW¼ NW¼ 16.5
SW¼ NW¼ 5.5
SE¼ NW¼ 26.6
NE¼ SW¼ 20.9
SW¼ SW¼ 20.4
SE¼ SW¼ 25.3
NE¼ SE¼ 24.5
NW¼ SE¼ 5.1
SW¼ SE¼ 0.2
SE¼ SE¼ 9.9
SECTION 34
NE¼ NE¼ 17.7
SW¼ NE¼ 6.0
SE¼ NE¼ 8.5
NE¼ NW¼ 17.9
NW¼ NW¼ 35.4
SW¼ NW¼ 38.2
SE¼ NW¼ 27.4
NE¼ SW¼ 33.0
NW¼ SW¼ 39.0
SW¼ SW¼ 17.2
SE¼ SW¼ 23.3
NE¼ SE¼ 15.6
NW¼ SE¼ 37.4
SW¼ SE¼ 22.5
SE¼ SE¼ 31.0
SECTION 35

NW¼ NE¼ 2.0
SW¼ NE¼ 19.4
NE¼ NW¼ 6.7
NW¼ NW¼ 4.7
SW¼ NW¼ 6.0
SE¼ NW¼ 12.7
NW¼ SW¼ 6.1
SE¼ SW¼ 3.7
NE¼ SE¼ 30.7
NW¼ SE¼ 12.7
SW¼ SE¼ 11.8
SE¼ SE¼ 10.5
SECTION 36

Township 36 South, Range 2 West, W.M.

NE¼ NW¼ 25.9
NW¼ NW¼ 36.0
SW¼ NW¼ 31.3
SE¼ NW¼ 5.5
SECTION 4
NE¼ NE¼ 37.9
NW¼ NE¼ 37.9
SW¼ NE¼ 27.6
SE¼ NE¼ 36.2
NE¼ NW¼ 38.8
NW¼ NW¼ 19.9
SW¼ NW¼ ~~35.0~~ 32.8
SE¼ NW¼ ~~37.7~~ 37.7
NE¼ SW¼ ~~26.1~~ 26.1
NW¼ SW¼ ~~36.1~~ 31.3 4.8
SW¼ SW¼ 4.9 27.9
NE¼ SE¼ 2.1
SECTION 5
NE¼ NE¼ 31.7
NW¼ NE¼ 21.5
NE¼ NW¼ 6.6
NW¼ NW¼ 4.2
SW¼ NW¼ 34.1
SE¼ NW¼ 29.6
NW¼ SW¼ 14.7
SECTION 6
NW¼ NW¼ 9.2
SECTION 8

Township 37 South, Range 1 West, W.M.

NE¼ NE¼ 0.5
SW¼ NE¼ 27.0
SE¼ NE¼ 4.0
NW¼ NW¼ 2.5
NW¼ SW¼ 6.1
SE¼ SW¼ 8.1
NE¼ SE¼ 1.4
NW¼ SE¼ 10.5
SW¼ SE¼ 1.1
SECTION 18

Township 37 South, Range 1 West, W.M.

SW¼ NE¼ 9.6
NE¼ NW¼ 6.0
NW¼ NW¼ 12.8
SW¼ NW¼ 1.3
SE¼ NW¼ 2.6
NE¼ SW¼ 18.4
NW¼ SW¼ 22.6
SW¼ SW¼ 20.3
SE¼ SW¼ 29.4
NW¼ SE¼ 7.6
SW¼ SE¼ 2.1
SECTION 1
NE¼ NE¼ 28.1
NW¼ NE¼ 4.8
SW¼ NE¼ 3.5
SE¼ NE¼ 32.5
NE¼ SW¼ 5.1
NW¼ SW¼ 1.5
NE¼ SE¼ 19.4
NW¼ SE¼ 8.2
SE¼ SE¼ 2.4
SECTION 2
NW¼ NE¼ 9.3
SW¼ NE¼ 0.9
NE¼ NW¼ 2.6
NW¼ NW¼ 9.0
SW¼ NW¼ 36.4
SE¼ NW¼ 14.5
NE¼ SW¼ 16.0
NW¼ SW¼ 37.0
SW¼ SW¼ 16.8
SE¼ SW¼ 37.1
NW¼ SE¼ 16.7
SW¼ SE¼ 12.0
SECTION 3

Township 37 South, Range 2 West, W.M.

| | |
|---|---|
| NE¼ NE¼ | 32.9 |
| NW¼ NE¼ | 39.5 |
| SW¼ NE¼ | 39.9 |
| SE¼ NE¼ | 32.0 |
| NE¼ NW¼ | 39.0 |
| NW¼ NW¼ | 34.6 |
| SW¼ NW¼ | 39.1 |
| SE¼ NW¼ | 39.8 |
| NE¼ SW¼ | 40.0 |
| NW¼ SW¼ | 40.0 |
| SW¼ SW¼ | 38.0 |
| SE¼ SW¼ | 40.0 |
| NE¼ SE¼ | 38.4 |
| NW¼ SE¼ | 40.0 |
| SW¼ SE¼ | 40.0 |
| SE¼ SE¼ | 38.9 |
| SECTION 4 | |
| NE¼ NE¼ | 40.0 |
| NW¼ NE¼ | 40.0 |
| SW¼ NE¼ | 40.0 |
| SE¼ NE¼ | 40.0 |
| NE¼ NW¼ | 23.0 |
| NW¼ NW¼ | 11.0 |
| SW¼ NW¼ | 5.8 |
| SE¼ NW¼ | 35.7 |
| NE¼ SW¼ | 2.0 |
| NE¼ SE¼ | 39.5 |
| NW¼ SE¼ | 22.5 |
| SE¼ SE¼ | 14.1 |
| SECTION 5 | |
| NE¼ NE¼ | 33.8 |
| NW¼ NE¼ | 34.7 |
| SW¼ NE¼ | 38.3 |
| SE¼ NE¼ | 34.1 |
| NE¼ NW¼ | 38.0 |
| NW¼ NW¼ | 16.3 |
| SW¼ NW¼ | 5.8 |
| SE¼ NW¼ | 38.1 |
| NE¼ SW¼ | 1.5 |
| NE¼ SE¼ | 28.4 |
| NW¼ SE¼ | 13.7 |
| SW¼ SE¼ | 2.2 |
| SE¼ SE¼ | 36.0 |
| SECTION 9 | |

Township 37 South, Range 2 West, W.M.

| | |
|---|---|
| NW¼ NE¼ | 8.2 |
| SW¼ NE¼ | 2.1 |
| NE¼ NW¼ | 6.5 |
| NW¼ NW¼ | 31.5 |
| SW¼ NW¼ | 17.0 |
| SE¼ NW¼ | 0.5 |
| NE¼ SW¼ | 2.9 |
| NW¼ SW¼ | 16.6 |
| SW¼ SW¼ | 33.4 |
| SE¼ SW¼ | 25.2 |
| NE¼ SE¼ | 2.9 |
| NW¼ SE¼ | 8.9 |
| SW¼ SE¼ | 29.6 |
| SE¼ SE¼ | 29.1 |
| SECTION 10 | |
| SW¼ SW¼ | 24.2 |
| SE¼ SE¼ | 1.5 |
| SECTION 11 | |
| NW¼ NE¼ | 1.6 |
| SW¼ NE¼ | 3.7 |
| SE¼ NE¼ | 5.6 |
| NE¼ NW¼ | 30.6 |
| NW¼ NW¼ | 10.3 |
| SE¼ NW¼ | 6.4 |
| SW¼ SW¼ | 5.7 |
| NE¼ SE¼ | 20.3 |
| NW¼ SE¼ | 25.5 |
| SW¼ SE¼ | 3.2 |
| SE¼ SE¼ | 0.2 |
| SECTION 12 | |
| NE¼ NW¼ | 7.7 |
| NW¼ NW¼ | 9.6 |
| SW¼ NW¼ | 7.0 |
| SE¼ NW¼ | 11.8 |
| NE¼ SW¼ | 2.1 |
| NW¼ SW¼ | 5.2 |
| SE¼ SW¼ | 0.1 |
| NE¼ SE¼ | 2.8 |
| SE¼ SE¼ | 0.1 |
| SECTION 13 | |
| NE¼ NE¼ | 0.6 |
| SE¼ NE¼ | 0.2 |
| NE¼ NW¼ | 2.3 |
| NW¼ NW¼ | 40.0 |
| SW¼ NW¼ | 40.0 |
| SE¼ NW¼ | 22.0 |
| SECTION 14 | |

Township 37 South, Range 2 West, W.M.

| | | | |
|---|---|---|---|
| NE¼ SW¼ | 34.7 | NE¼ SE¼ | 39.5 |
| NW¼ SW¼ | 40.0 | NW¼ SE¼ | 17.4 |
| SW¼ SW¼ | 23.6 | SE¼ SE¼ | 10.2 |
| SE¼ SW¼ | 25.8 | SECTION 15 | |
| NW¼ SE¼ | 9.7 | NE¼ NE¼ | 15.2 |
| SW¼ SE¼ | 1.6 | SECTION 16 | |
| SECTION 14 | | | |
| NE¼ NE¼ | 39.6 | NE¼ NW¼ | 2.6 |
| NW¼ NE¼ | 39.7 | NW¼ NW¼ | 1.7 |
| SW¼ NE¼ | 39.7 | SECTION 23 | |
| SE¼ NE¼ | 39.6 | | |
| NE¼ NW¼ | 39.0 | NW¼ NE¼ | 0.3 |
| NW¼ NW¼ | 37.5 | SECTION 24 | |
| SW¼ NW¼ | 7.9 | | |
| SE¼ NW¼ | 31.7 | | |

TOWNSHIP 37 SOUTH, RANGE 2 WEST, W.M.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate also confirms orders of the Water Resources Director approving permit amendments as follows:

T-7461 to amend the place of use for 32.4 acres of irrigation as recorded in Special Order Volume 50 Page 326.

T-8242 to amend the place of use for 10 acres of irrigation as recorded in Special Order Volume 53 Page 1148.

T-8086 to amend the place of use for 64.8 acres of irrigation as recorded in Special Order Volume 53 Page 1150.

WITNESS the signature of the Water Resources Director,

affixed January 28 2004..

Dwight Hazel for
Paul R. Cleary

Recorded in State Record of Water Right Certificates numbered 80571 .

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of

ANTELOPE CREEK, tributary of LITTLE BUTTE CREEK for SUPPLEMENTAL IRRIGATION OF 9753.4 ACRES.

This right was perfected under Permit 1705. The date of priority is JUNE 24, 1913. This right is limited to 50 CUBIC FEET PER SECOND (CFS), or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion into Hopkins Canal is located:
770 FEET NORTH AND 1650 FEET WEST FROM E 1/4 CORNER OF SECTION 30, being within the SW¼ NE¼ of Section 30, Township 36 South, Range 1 East, W.M.,

The amount of water used for irrigation, together with the amount secured under any other prior 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 to which this right is appurtenant is as follows:

.cc 49.34

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

SUPPLEMENTAL ACRES

| | |
|---|---|
| NW¼ NE¼ | 12.1 |
| SW¼ NE¼ | 17.8 |
| NE¼ NW¼ | 5.8 |
| NE¼ SE¼ | 6.7 |
| NW¼ SE¼ | 8.2 |
| SE¼ SE¼ | 6.3 |
| SECTION 7 | |
| NE¼ NE¼ | 25.0 |
| NW¼ NE¼ | 17.9 |
| SW¼ NE¼ | 35.5 |
| SE¼ NE¼ | 22.9 |
| SW¼ NW¼ | 0.5 |
| SE¼ NW¼ | 25.7 |
| NE¼ SW¼ | 36.6 |
| NW¼ SW¼ | 23.6 |
| SW¼ SW¼ | 18.9 |
| SE¼ SW¼ | 39.9 |
| NE¼ SE¼ | 3.0 |
| NW¼ SE¼ | 38.0 |
| SW¼ SE¼ | 24.4 |
| SECTION 18 | |
| NW¼ NE¼ | 29.8 |
| SW¼ NE¼ | 38.5 |
| SE¼ NE¼ | 33.6 |
| NE¼ NW¼ | 39.9 |
| NW¼ NW¼ | 25.9 |
| SW¼ NW¼ | 19.0 |
| SE¼ NW¼ | 37.6 |
| NE¼ SW¼ | 33.3 |
| NW¼ SW¼ | 34.9 |
| SE¼ SW¼ | 19.7 |
| NE¼ SE¼ | 34.7 |
| NW¼ SE¼ | 38.0 |
| SW¼ SE¼ | 38.0 |
| SE¼ SE¼ | 28.2 |
| SECTION 19 | |
| SW¼ NW¼ | 6.3 |
| NW¼ SW¼ | 20.0 |
| SECTION 20 | |
| NE¼ NE¼ | 4.3 |
| NW¼ NE¼ | 32.9 |
| SW¼ NE¼ | 13.6 |
| NE¼ NW¼ | 11.1 |
| SECTION 30 | |

Township 36 South, Range 1 East, W.M.

| | |
|---|---|
| SW¼ NE¼ | 32.0 |
| SE¼ NE¼ | 29.1 |
| NE¼ SW¼ | 7.9 |
| NE¼ SE¼ | 35.2 |
| NW¼ SE¼ | 20.9 |
| SE¼ SE¼ | 8.9 |
| SECTION 8 | |
| NE¼ SW¼ | 19.0 |
| NW¼ SW¼ | 32.3 |
| SW¼ SW¼ | 17.1 |
| SE¼ SW¼ | 5.1 |
| NE¼ SE¼ | 5.4 |
| NW¼ SE¼ | 1.2 |
| SW¼ SE¼ | 9.6 |
| SE¼ SE¼ | 28.7 |
| SECTION 9 | |
| SW¼ SW¼ | 10.9 |
| SE¼ SW¼ | 22.8 |
| SW¼ SE¼ | 10.1 |
| SECTION 10 | |
| SW¼ NE¼ | 2.5 |
| SE¼ NW¼ | 2.6 |
| NE¼ SW¼ | 8.4 |
| SW¼ SW¼ | 12.5 |
| NE¼ SE¼ | 9.0 |
| NW¼ SE¼ | 6.5 |
| SE¼ SE¼ | 29.8 |
| SECTION 13 | |
| SW¼ NE¼ | 3.4 |
| SW¼ NW¼ | 18.4 |
| NE¼ SW¼ | 17.5 |
| NW¼ SW¼ | 13.9 |
| SE¼ SW¼ | 0.2 |
| NE¼ SE¼ | 24.1 |
| NW¼ SE¼ | 5.7 |
| SW¼ SE¼ | 6.2 |
| SE¼ SE¼ | 3.3 |
| SECTION 14 | |
| NW¼ NE¼ | 22.9 |
| SW¼ NE¼ | 9.5 |
| SE¼ NE¼ | 30.8 |
| NE¼ NW¼ | 23.3 |
| NW¼ NW¼ | 19.5 |
| SW¼ NW¼ | 3.9 |
| SE¼ NW¼ | 24.8 |
| SECTION 15 | |

Township 36 South, Range 1 West, W.M.

| | |
|---|---|
| NE¼ SW¼ | 2.3 |
| NW¼ SW¼ | 5.2 |
| NE¼ SE¼ | 27.0 |
| NW¼ SE¼ | 7.2 |
| SW¼ SE¼ | 2.1 |
| SE¼ SE¼ | 34.6 |
| SECTION 15 | |
| SW¼ NE¼ | 19.3 |
| SE¼ NE¼ | 14.0 |
| SW¼ NW¼ | 2.3 |
| SE¼ NW¼ | 3.7 |
| NE¼ SE¼ | 3.7 |
| NW¼ SE¼ | 0.6 |
| SECTION 16 | |
| SW¼ NE¼ | 18.4 |
| SE¼ NE¼ | 0.1 |
| NE¼ SE¼ | 1.9 |
| NW¼ SE¼ | 14.5 |
| SECTION 17 | |
| NW¼ NW¼ | 1.5 |
| SECTION 18 | |
| SW¼ SW¼ | 5.8 |
| SE¼ SW¼ | 0.4 |
| SW¼ SE¼ | 0.1 |
| SE¼ SE¼ | 6.3 |
| SECTION 19 | |
| SW¼ SW¼ | 1.9 |
| SE¼ SW¼ | 0.2 |
| SECTION 20 | |
| Hoover ponds county park | |
| SECTION 21 | |
| NE¼ NE¼ | 25.2 |
| SW¼ NE¼ | 4.9 |
| SE¼ NE¼ | 4.9 |
| NE¼ SW¼ | 20.4 |
| NW¼ SW¼ | 2.0 |
| SW¼ SW¼ | 11.2 |
| SE¼ SW¼ | 28.8 |
| SECTION 22 | |
| SW¼ NE¼ | 18.4 |
| SE¼ NE¼ | 9.7 |
| NW¼ NW¼ | 11.1 |
| SW¼ NW¼ | 19.3 |
| SE¼ NW¼ | 20.7 |
| NE¼ SW¼ | 7.0 |
| NE¼ SE¼ | 32.6 |
| NW¼ SE¼ | 28.0 |
| SECTION 23 | |

Township 36 South, Range 1 West, W.M.

| | |
|---|---|
| NE¼ NE¼ | 28.2 |
| NW¼ NE¼ | 1.7 |
| SW¼ NE¼ | 0.2 |
| SE¼ NE¼ | 18.6 |
| NW¼ SW¼ | 15.9 |
| SECTION 24 | |
| NW¼ NE¼ | 7.4 |
| NE¼ NW¼ | 26.2 |
| NW¼ NW¼ | 27.6 |
| SW¼ NW¼ | 33.0 |
| NW¼ SW¼ | 20.1 |
| SECTION 27 | |
| NE¼ NE¼ | 13.6 |
| NW¼ NE¼ | 4.6 |
| SE¼ NE¼ | 6.5 |
| SW¼ NW¼ | 16.5 |
| SE¼ NW¼ | 21.2 |
| SW¼ SW¼ | 32.8 |
| SE¼ SW¼ | 28.5 |
| NE¼ SE¼ | 12.2 |
| NW¼ SE¼ | 1.9 |
| SW¼ SE¼ | 26.8 |
| SE¼ SE¼ | 24.9 |
| SECTION 28 | |
| NE¼ NE¼ | 2.3 |
| NW¼ NE¼ | 3.1 |
| SW¼ NE¼ | 21.6 |
| SE¼ NE¼ | 17.0 |
| NE¼ NW¼ | 29.1 |
| NW¼ NW¼ | 13.9 |
| SW¼ NW¼ | 10.1 |
| SE¼ NW¼ | 9.2 |
| NE¼ SW¼ | 36.1 |
| NW¼ SW¼ | 30.3 |
| SW¼ SW¼ | 24.9 |
| SE¼ SW¼ | 39.6 |
| NE¼ SE¼ | 1.2 |
| NW¼ SE¼ | 4.5 |
| SW¼ SE¼ | 38.9 |
| SE¼ SE¼ | 31.6 |
| SECTION 29 | |
| NE¼ NE¼ | 20.3 |
| NW¼ NE¼ | 33.1 |
| SW¼ NE¼ | 20.3 |
| NE¼ NW¼ | 18.1 |
| NW¼ NW¼ | 25.8 |
| SW¼ NW¼ | 10.0 |
| SECTION 30 | |

Township 36 South, Range 1 West, W.M.

SE¼ NW¼ 22.7
NE¼ SW¼ 14.1
NW¼ SW¼ 30.8
SW¼ SW¼ 39.7
SE¼ SW¼ 39.1
NW¼ SE¼ 12.5
SW¼ SE¼ 27.9
SE¼ SE¼ 10.0
SECTION 30
NW¼ NE¼ 1.4
NW¼ NW¼ 4.9
SE¼ NW¼ 4.5
NE¼ SW¼ 17.8
NW¼ SW¼ 5.9
SW¼ SW¼ 7.0
SE¼ SW¼ 29.9
NW¼ SE¼ 15.5
SECTION 31
NE¼ NE¼ 37.7
NW¼ NE¼ 39.8
SW¼ NE¼ 39.6
SE¼ NE¼ 29.7
NE¼ NW¼ 38.1
NW¼ NW¼ 27.9
SW¼ NW¼ 25.5
SE¼ NW¼ 39.9
NE¼ SW¼ 19.5
NW¼ SW¼ 3.9
SW¼ SW¼ 4.4
SE¼ SW¼ 36.3
NE¼ SE¼ 11.1
NW¼ SE¼ 11.7
SW¼ SE¼ 28.4
SE¼ SE¼ 37.6
SECTION 32
NE¼ NE¼ 11.6
NW¼ NE¼ 38.3
SW¼ NE¼ 36.7
SE¼ NE¼ 0.8
NE¼ NW¼ 38.0
NW¼ NW¼ 37.9
SW¼ NW¼ 22.6
SE¼ NW¼ 38.3
NE¼ SW¼ 36.9
NW¼ SW¼ 36.3
SW¼ SW¼ 38.7
SE¼ SW¼ 37.9
NW¼ SE¼ 23.3
SW¼ SE¼ 1.2
SECTION 33
NE¼ NE¼ 12.8
SE¼ NE¼ 15.0
NE¼ SE¼ 7.8
NW¼ SE¼ 0.8
SW¼ SE¼ 9.4
SE¼ SE¼ 8.4
SECTION 36
Township 36 South, Range 1 West, W.M.
NE¼ NE¼ 18.5
SECTION 13
SW¼ NE¼ 9.6
SE¼ NE¼ 1.9
NE¼ NW¼ 2.5
SE¼ NW¼ 15.3
NE¼ SW¼ 36.5
NW¼ SW¼ 22.4
SE¼ SW¼ 15.9
NW¼ SE¼ 7.7
SW¼ SE¼ 13.8
SE¼ SE¼ 6.4
SECTION 21
SW¼ SW¼ 13.4
SECTION 22
NW¼ SE¼ 29.1
SW¼ SE¼ 19.9
SE¼ SE¼ 35.9
SECTION 23
NE¼ NE¼ 25.1
SW¼ NE¼ 0.1
SE¼ NE¼ 35.7
NE¼ NW¼ 20.0
NW¼ NW¼ 26.3
NE¼ SE¼ 28.0
NW¼ SE¼ 5.0
SW¼ SE¼ 14.6
SE¼ SE¼ 26.5
SECTION 25
NW¼ NE¼ 31.5
NE¼ NW¼ 0.7
NE¼ SW¼ 15.1
NW¼ SW¼ 1.2
SW¼ SW¼ 5.0
SE¼ SW¼ 2.2
NW¼ SE¼ 7.9
SW¼ SE¼ 20.4
SE¼ SE¼ 4.5
SECTION 26
Township 36 South, Range 2 West, W.M.

| | |
|---|---|
| NE¼ NE¼ | 5.0 |
| NW¼ NE¼ | 2.0 |
| SW¼ NE¼ | 25.5 |
| NW¼ NW¼ | 24.3 |
| SW¼ NW¼ | 25.3 |
| SE¼ NW¼ | 26.7 |
| NE¼ SW¼ | 29.3 |
| NW¼ SW¼ | 10.0 |
| NE¼ SE¼ | 0.7 |
| NW¼ SE¼ | 4.3 |
| SW¼ SE¼ | 19.8 |
| SE¼ SE¼ | 6.3 |
| SECTION 27 | |
| NE¼ NE¼ | 26.7 |
| NW¼ NE¼ | 6.8 |
| SW¼ NE¼ | 17.1 |
| SE¼ NE¼ | 21.9 |
| NE¼ NW¼ | 9.9 |
| NW¼ NW¼ | 2.1 |
| SW¼ NW¼ | 1.4 |
| SE¼ NW¼ | 25.9 |
| NW¼ SW¼ | 5.4 |
| SW¼ SW¼ | 21.8 |
| SE¼ SW¼ | 17.3 |
| NE¼ SE¼ | 0.6 |
| NW¼ SE¼ | 3.4 |
| SW¼ SE¼ | 4.7 |
| SECTION 28 | |
| NE¼ SE¼ | 12.2 |
| SE¼ SE¼ | 1.8 |
| SECTION 31 | |
| NE¼ NE¼ | 1.5 |
| SW¼ NE¼ | 8.9 |
| SE¼ NE¼ | 23.6 |
| SE¼ NW¼ | 16.5 |
| NE¼ SW¼ | 35.4 |
| NW¼ SW¼ | 38.4 |
| SW¼ SW¼ | 27.1 |
| SE¼ SW¼ | 38.7 |
| NE¼ SE¼ | 40.0 |
| NW¼ SE¼ | 39.5 |
| SW¼ SE¼ | 32.8 |
| SE¼ SE¼ | 31.0 |
| SECTION 32 | |

Township 36 South,
Range 2 West, W.M.

| | |
|---|---|
| NE¼ NE¼ | 12.7 |
| NW¼ NE¼ | 19.6 |
| SW¼ NE¼ | 31.2 |
| SE¼ NE¼ | 32.8 |
| NE¼ NW¼ | 24.7 |
| NW¼ NW¼ | 34.1 |
| SW¼ NW¼ | 37.7 |
| SE¼ NW¼ | 39.7 |
| NE¼ SW¼ | 37.7 |
| NW¼ SW¼ | 35.4 |
| SW¼ SW¼ | 32.3 |
| SE¼ SW¼ | 32.4 |
| NE¼ SE¼ | 32.0 |
| NW¼ SE¼ | 30.4 |
| SW¼ SE¼ | 33.3 |
| SE¼ SE¼ | 22.3 |
| SECTION 33 | |
| NE¼ NE¼ | 18.0 |
| NW¼ NE¼ | 32.0 |
| SW¼ NE¼ | 40.0 |
| SE¼ NE¼ | 40.0 |
| NE¼ NW¼ | 29.2 |
| NW¼ NW¼ | 16.5 |
| SW¼ NW¼ | 5.5 |
| SE¼ NW¼ | 26.6 |
| NE¼ SW¼ | 20.9 |
| SW¼ SW¼ | 20.4 |
| SE¼ SW¼ | 25.3 |
| NE¼ SE¼ | 24.5 |
| NW¼ SE¼ | 5.1 |
| SW¼ SE¼ | 0.2 |
| SE¼ SE¼ | 9.9 |
| SECTION 34 | |
| NE¼ NE¼ | 17.7 |
| SW¼ NE¼ | 6.0 |
| SE¼ NE¼ | 8.5 |
| NE¼ NW¼ | 17.9 |
| NW¼ NW¼ | 35.4 |
| SW¼ NW¼ | 38.2 |
| SE¼ NW¼ | 27.4 |
| NE¼ SW¼ | 33.0 |
| NW¼ SW¼ | 39.0 |
| SW¼ SW¼ | 17.2 |
| SE¼ SW¼ | 23.3 |
| NE¼ SE¼ | 15.6 |
| NW¼ SE¼ | 37.4 |
| SW¼ SE¼ | 22.5 |
| SE¼ SE¼ | 31.0 |
| SECTION 35 | |

NW¼ NE¼ 2.0
SW¼ NE¼ 19.4
NE¼ NW¼ 6.7
NW¼ NW¼ 4.7
SW¼ NW¼ 6.0
SE¼ NW¼ 12.7
NW¼ SW¼ 6.1
SE¼ SW¼ 3.7
NE¼ SE¼ 30.7
NW¼ SE¼ 12.7
SW¼ SE¼ 11.8
SE¼ SE¼ 10.5
SECTION 36

Township 36 South, Range 2 West, W.M.

NE¼ NW¼ 25.9
NW¼ NW¼ 36.0
SW¼ NW¼ 31.3
SE¼ NW¼ 5.5
SECTION 4
NE¼ NE¼ 37.9
NW¼ NE¼ 37.9
SW¼ NE¼ 27.6
SE¼ NE¼ 36.2
NE¼ NW¼ 38.8
NW¼ NW¼ 19.9
SW¼ NW¼ ~~35.0~~ 32.8 2.2
SE¼ NW¼ ~~37.7~~ 37.7
NE¼ SW¼ ~~26.1~~ 26.1
NW¼ SW¼ ~~36.1~~ 31.3 4.8
SW¼ SW¼ 4.9 127.9
NE¼ SE¼ 2.1
SECTION 5
NE¼ NE¼ 31.7
NW¼ NE¼ 21.5
NE¼ NW¼ 6.6
NW¼ NW¼ 4.2
SW¼ NW¼ 34.1
SE¼ NW¼ 29.6
NW¼ SW¼ 14.7
SECTION 6
NW¼ NW¼ 9.2
SECTION 8

Township 37 South, Range 1 West, W.M.

NE¼ NE¼ 0.5
SW¼ NE¼ 27.0
SE¼ NE¼ 4.0
NW¼ NW¼ 2.5
NW¼ SW¼ 6.1
SE¼ SW¼ 8.1
NE¼ SE¼ 1.4
NW¼ SE¼ 10.5
SW¼ SE¼ 1.1
SECTION 18

Township 37 South, Range 1 West, W.M.

SW¼ NE¼ 9.6
NE¼ NW¼ 6.0
NW¼ NW¼ 12.8
SW¼ NW¼ 1.3
SE¼ NW¼ 2.6
NE¼ SW¼ 18.4
NW¼ SW¼ 22.6
SW¼ SW¼ 20.3
SE¼ SW¼ 29.4
NW¼ SE¼ 7.6
SW¼ SE¼ 2.1
SECTION 1
NE¼ NE¼ 28.1
NW¼ NE¼ 4.8
SW¼ NE¼ 3.5
SE¼ NE¼ 32.5
NE¼ SW¼ 5.1
NW¼ SW¼ 1.5
NE¼ SE¼ 19.4
NW¼ SE¼ 8.2
SE¼ SE¼ 2.4
SECTION 2
NW¼ NE¼ 9.3
SW¼ NE¼ 0.9
NE¼ NW¼ 2.6
NW¼ NW¼ 9.0
SW¼ NW¼ 36.4
SE¼ NW¼ 14.5
NE¼ SW¼ 16.0
NW¼ SW¼ 37.0
SW¼ SW¼ 16.8
SE¼ SW¼ 37.1
NW¼ SE¼ 16.7
SW¼ SE¼ 12.0
SECTION 3

Township 37 South, Range 2 West, W.M.

| | |
|---|---|
| NE¼ NE¼ | 32.9 |
| NW¼ NE¼ | 39.5 |
| SW¼ NE¼ | 39.9 |
| SE¼ NE¼ | 32.0 |
| NE¼ NW¼ | 39.0 |
| NW¼ NW¼ | 34.6 |
| SW¼ NW¼ | 39.1 |
| SE¼ NW¼ | 39.8 |
| NE¼ SW¼ | 40.0 |
| NW¼ SW¼ | 40.0 |
| SW¼ SW¼ | 38.0 |
| SE¼ SW¼ | 40.0 |
| NE¼ SE¼ | 38.4 |
| NW¼ SE¼ | 40.0 |
| SW¼ SE¼ | 40.0 |
| SE¼ SE¼ | 38.9 |
| SECTION 4 | |
| NE¼ NE¼ | 40.0 |
| NW¼ NE¼ | 40.0 |
| SW¼ NE¼ | 40.0 |
| SE¼ NE¼ | 40.0 |
| NE¼ NW¼ | 23.0 |
| NW¼ NW¼ | 11.0 |
| SW¼ NW¼ | 5.8 |
| SE¼ NW¼ | 35.7 |
| NE¼ SW¼ | 2.0 |
| NE¼ SE¼ | 39.5 |
| NW¼ SE¼ | 22.5 |
| SE¼ SE¼ | 14.1 |
| SECTION 5 | |
| NE¼ NE¼ | 33.8 |
| NW¼ NE¼ | 34.7 |
| SW¼ NE¼ | 38.3 |
| SE¼ NE¼ | 34.1 |
| NE¼ NW¼ | 38.0 |
| NW¼ NW¼ | 16.3 |
| SW¼ NW¼ | 5.8 |
| SE¼ NW¼ | 38.1 |
| NE¼ SW¼ | 1.5 |
| NE¼ SE¼ | 28.4 |
| NW¼ SE¼ | 13.7 |
| SW¼ SE¼ | 2.2 |
| SE¼ SE¼ | 36.0 |
| SECTION 9 | |

Township 37 South, Range 2 West, W.M.

| | |
|---|---|
| NW¼ NE¼ | 8.2 |
| SW¼ NE¼ | 2.1 |
| NE¼ NW¼ | 6.5 |
| NW¼ NW¼ | 31.5 |
| SW¼ NW¼ | 17.0 |
| SE¼ NW¼ | 0.5 |
| NE¼ SW¼ | 2.9 |
| NW¼ SW¼ | 16.6 |
| SW¼ SW¼ | 33.4 |
| SE¼ SW¼ | 25.2 |
| NE¼ SE¼ | 2.9 |
| NW¼ SE¼ | 8.9 |
| SW¼ SE¼ | 29.6 |
| SE¼ SE¼ | 29.1 |
| SECTION 10 | |
| SW¼ SW¼ | 24.2 |
| SE¼ SE¼ | 1.5 |
| SECTION 11 | |
| NW¼ NE¼ | 1.6 |
| SW¼ NE¼ | 3.7 |
| SE¼ NE¼ | 5.6 |
| NE¼ NW¼ | 30.6 |
| NW¼ NW¼ | 10.3 |
| SE¼ NW¼ | 6.4 |
| SW¼ SW¼ | 5.7 |
| NE¼ SE¼ | 20.3 |
| NW¼ SE¼ | 25.5 |
| SW¼ SE¼ | 3.2 |
| SE¼ SE¼ | 0.2 |
| SECTION 12 | |
| NE¼ NW¼ | 7.7 |
| NW¼ NW¼ | 9.6 |
| SW¼ NW¼ | 7.0 |
| SE¼ NW¼ | 11.8 |
| NE¼ SW¼ | 2.1 |
| NW¼ SW¼ | 5.2 |
| SE¼ SW¼ | 0.1 |
| NE¼ SE¼ | 2.8 |
| SE¼ SE¼ | 0.1 |
| SECTION 13 | |
| NE¼ NE¼ | 0.6 |
| SE¼ NE¼ | 0.2 |
| NE¼ NW¼ | 2.3 |
| NW¼ NW¼ | 40.0 |
| SW¼ NW¼ | 40.0 |
| SE¼ NW¼ | 22.0 |
| SECTION 14 | |

Township 37 South, Range 2 West, W.M.

| | | | |
|---|---|---|---|
| NE¼ SW¼ | 34.7 | NE¼ SE¼ | 39.5 |
| NW¼ SW¼ | 40.0 | NW¼ SE¼ | 17.4 |
| SW¼ SW¼ | 23.6 | SE¼ SE¼ | 10.2 |
| SE¼ SW¼ | 25.8 | SECTION 15 | |
| NW¼ SE¼ | 9.7 | NE¼ NE¼ | 15.2 |
| SW¼ SE¼ | 1.6 | SECTION 16 | |
| SECTION 14 | | | |
| NE¼ NE¼ | 39.6 | NE¼ NW¼ | 2.6 |
| NW¼ NE¼ | 39.7 | NW¼ NW¼ | 1.7 |
| SW¼ NE¼ | 39.7 | SECTION 23 | |
| SE¼ NE¼ | 39.6 | | |
| NE¼ NW¼ | 39.0 | NW¼ NE¼ | 0.3 |
| NW¼ NW¼ | 37.5 | SECTION 24 | |
| SW¼ NW¼ | 7.9 | | |
| SE¼ NW¼ | 31.7 | | |

TOWNSHIP 37 SOUTH, RANGE 2 WEST, W.M.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate also confirms orders of the Water Resources Director approving permit amendments as follows:

T-7461 to amend the place of use for 32.4 acres of irrigation as recorded in Special Order Volume 50 Page 326.

T-8242 to amend the place of use for 10 acres of irrigation as recorded in Special Order Volume 53.Page 1148.

T-8086 to amend the place of use for 64.8 acres of irrigation as recorded in Special Order Volume 53 Page 1150.

WITNESS the signature of the Water Resources Director,

affixed January 28 2004..

Dwight Fred for
Paul R. Cleary

Recorded in State Record of Water Right Certificates numbered 80574.

Carrie

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# Oregon Department of Fish and Wildlife
# Water Right and Diversion Transfer Comment Form

*(ODFW provides to WRD so that WRD can make findings according to statutory requirements.)*

Reference Transfer #: T-10465

***A. Please check box if you believe there is a potential for injury to an instream water right.***

☐ The Oregon Department of Fish and Wildlife (ODFW) believes this proposed transfer may injure an instream water right(s) on

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_____, tributary to _____.
(Stream)

Because, _____.
(Please attach any available supporting information.)

**Note:** This will prompt WRD to further evaluate and make a determination whether the transfer will injure an instream water right. *(WRD is the agency that makes the determination of injury to a water right, while ODFW's role is to raise concerns and to evaluate proposed mitigation and net benefit to the resource if WRD requests concurrence with injury to an instream water right.)*

***B. Please check <u>one</u> of the following four boxes related to requiring a fish screen and/or by-pass device pursuant to ORS 540.525 or 540.532:***

☐ 1. The new Point of Diversion (POD) requires a fish screening and/or by-pass device <u>and</u> is currently equipped with an appropriate fish screening and/or by-pass device.

**Note:** This option will yield the following:

<u>Finding of Fact:</u> *The Oregon Department of Fish and Wildlife has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is currently equipped with an appropriate fish screening and/or by-pass device.*

<u>Condition:</u> *The water user shall maintain and operate a fish screening and/or by-pass device, as appropriate, at the point of diversion consistent with the Oregon Department of Fish and Wildlife's operational and maintenance standards.*

☒ 2. The new Point of Diversion (POD) requires a fish screening and/or by-pass device prior to water being diverted. The diversion may be eligible for cost share assistance under ODFW's cost share program. Please see comments on page 3

*Option 2 should generally be selected if listed fish species are present at the point of diversion and/or the originating water right diversion is currently screened. If Option 2 is selected, provide contact information on the "Fish Screening and Passage Information" sheet. The new diversion may be eligible for cost-share.*

**Note**: This option will yield the following:

<u>Finding of Fact:</u> *The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion*

Dorothy Pederson

*Please return all 4 pages to: Transfers Section, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271*

The electronic version of this form is available at: http://www1.wrd.state.or.us/msword/ODFWScreen.doc.

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*and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. This diversion may be eligible for screening cost share funds.*

Condition: *Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.*

☐ 3. The new Point of Diversion (POD) requires a fish screening and/or by-pass device. However, the diversion may be used for up to two years pending a determination of whether cost share assistance under ODFW's cost share program is available.

*If Option 3 is selected, provide contact information on the "Fish Screening and Passage Information" sheet. Except in extraordinary circumstances, Option 3 should* ***NOT*** *be checked if listed fish species are present at the point of diversion, the originating water right diversion is screened, cost-share funds are currently available, or the diversion is not eligible for ODFW's cost-share program. If extraordinary circumstances are present, please explain: _____*

**Note**: This option will yield the following:

Finding of Fact: *The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. Listed fish species are not present at the point of diversion, the originating water right diversion is not screened, cost-share funds are not currently available, and the proposed diversion may be eligible for ODFW's cost-share program. A grace period of two years is appropriate until such time as cost share funds become available to assist in the construction of a fish screening and/or by-pass device. If cost share funds do not become available, the water user must screen within the indicated time period regardless of the availability of cost share funding.*

Condition: *Within* ***two*** *years after the date of this order, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. The water user may withdraw water at the new point of diversion without screening or by-pass devices until* ***two*** *years after the date of this order. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.*

☐ 4. The new Point of Diversion (POD) does not currently require a fish screen and/or by-pass device, however, the permittee may be required in the future to install, maintain, and operate fish screening and/or by-pass devices.

**Note**: This option will yield the following:

Finding of Fact: *The Oregon Department of Fish and Wildlife has determined that a fish screening and/or by-pass device may be required in the future at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device.*

Condition: *Within one year after receiving written notification from the Oregon Department of Fish and Wildlife (ODFW) that a fish screening and/or by-pass device is required, the water user shall install a screening and/or by-pass device, as appropriate, at the new point of diversion. The fish screening and/or by-*

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*pass device must meet ODFW's design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screening and/or by-pass device meets ODFW's criteria. Once installed the water user shall maintain and operate the fish screening and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.*

Signature

Jay Doino
Printed Name

ODFW
Title

(541) 826-8774
Phone

Please see attachment for proposed special conditions for this particular transfer

cc: Jill Zarnowitz
ODFW

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DRAFT LANGUAGE:

1) Instream lease L___ shall terminate on December 31, 2011, unless a termination provision is activated or the lease is renewed pursuant to OAR 690_077. For purposes of this transfer, any renewal of L___ that is approved without a lapse in the water rights being leased instream shall be viewed as a single lease that has not terminated.

2) Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards. This last sentence or something similar should be placed on the certificate.

3) The quantity of water diverted at the additional point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

4) Prior to diverting water, 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

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of the headgate and measuring device must be approved by the [Water Resources] Department

prior to beginning construction and shall be installed under the general

supervision of the Department.

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sent to Dorothy Pederson (WRD) Please return by 11-8-07
+ Zarnowitz (ODFW)

# Oregon Department of Fish and Wildlife
## Water Right and Diversion Transfer Comment Form
*(ODFW provides to WRD so that WRD can make findings according to statutory requirements.)*

Reference Transfer #: 10465

***A. Please check box if you believe there is a potential for injury to an instream water right.***

☐ The Oregon Department of Fish and Wildlife (ODFW) believes this proposed transfer may injure an instream water right(s) on

_____, tributary to _____. Because,
(Stream)

_____

_____

_____

_____.
(Please attach any available supporting information.)

**Note:** This will prompt WRD to further evaluate and make a determination whether the transfer will injure an instream water right. *(WRD is the agency that makes the determination of injury to a water right, while ODFW's role is to raise concerns and to evaluate proposed mitigation and net benefit to the resource if WRD requests concurrence with injury to an instream water right.)*

***B. Please check <u>one</u> of the following four boxes related to requiring a fish screen and/or by-pass device pursuant to ORS 540.525 or 540.532:***

☒ 1. The new Point of Diversion (POD) requires a fish screening and/or by-pass device <u>and</u> is currently equipped with an appropriate fish screening and/or by-pass device.

**Note:** This option will yield the following:

<u>Finding of Fact:</u> *The Oregon Department of Fish and Wildlife has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is currently equipped with an appropriate fish screening and/or by-pass device.*

<u>Condition:</u> *The water user shall maintain and operate a fish screening and/or by-pass device, as appropriate, at the point of diversion consistent with the Oregon Department of Fish and Wildlife's operational and maintenance standards.*

☐ 2. The new Point of Diversion (POD) requires a fish screening and/or by-pass device prior to water being diverted. The diversion may be eligible for cost share assistance under ODFW's cost share program.

*Option 2 should generally be selected if listed fish species are present at the point of diversion and/or the originating water right diversion is currently screened. If Option 2 is*

* Please see attachment *

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*Please return all 4 pages to: Transfers Section, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271*

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*selected, provide contact information on the "Fish Screening and Passage Information" sheet. The new diversion may be eligible for cost-share.*

**Note:** This option will yield the following:

Finding of Fact: *The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. This diversion may be eligible for screening cost share funds.*

Condition: *Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.*

☐ 3. The new Point of Diversion (POD) requires a fish screening and/or by-pass device. However, the diversion may be used for up to two years pending a determination of whether cost share assistance under ODFW's cost share program is available.

*If Option 3 is selected, provide contact information on the "Fish Screening and Passage Information" sheet. Except in extraordinary circumstances, Option 3 should* ***NOT*** *be checked if listed fish species are present at the point of diversion, the originating water right diversion is screened, cost-share funds are currently available, or the diversion is not eligible for ODFW's cost-share program. If extraordinary circumstances are present, please explain:*

_____

_____

**Note:** This option will yield the following:

Finding of Fact: *The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. Listed fish species are not present at the point of diversion, the originating water right diversion is not screened, cost-share funds are not currently available, and the proposed diversion may be eligible for ODFW's cost-share program. A grace period of two years is appropriate until such time as cost share funds become available to assist in the construction of a fish screening and/or by-pass device. If cost share funds do not become available, the water user must screen within the indicated time period regardless of the availability of cost share funding.*

Condition: *Within* ***two*** *years after the date of this order, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. The water user may withdraw water at the new point of diversion without screening or by-pass devices until* ***two*** *years after the date of this order. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.*

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☐ 4. The new Point of Diversion (POD) does not currently require a fish screen and/or by-pass device, however, the permittee may be required in the future to install, maintain, and operate fish screening and/or by-pass devices.

**Note:** This option will yield the following:

Finding of Fact: *The Oregon Department of Fish and Wildlife has determined that a fish screening and/or by-pass device may be required in the future at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device.*

Condition: *Within one year after receiving written notification from the Oregon Department of Fish and Wildlife (ODFW) that a fish screening and/or by-pass device is required, the water user shall install a screening and/or by-pass device, as appropriate, at the new point of diversion. The fish screening and/or by-pass device must meet ODFW's design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screening and/or by-pass device meets ODFW's criteria. Once installed the water user shall maintain and operate the fish screening and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.*

_____
Signature

_____
Printed Name

_____
Title

(_____) _____
Phone

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# Oregon Department of Fish and Wildlife
# Additional Fish Screening and Passage Information for the Applicant

*(To be completed by ODFW for WRD to provide to the applicant.)*

Transfer # 10465

**The applicant should be aware that fish screening and passage may be required for certain changes in point of diversion <u>if the boxes below are checked</u>.**

☐ Fish screening and/or fish by-pass devices are required as a condition of this transfer. The fish screen and/or by-pass device must meet ODFW's design, construction, operational and maintenance standards. Fish screening prevents fish from entering the diversion, while a by-pass device safely transports fish back to the body of water from which the fish were diverted.

Pursuant to ORS 498.306, cost share funds may be available to assist in the installation of fish screening and by-pass devices at diversions.

The applicant should contact the ODFW staff below to obtain additional information on the design, construction, operational, and maintenance standards for the required fish screening and/or by-pass device and to obtain information about ODFW's cost sharing program for screening and by-pass devices. **Prior to installation, the water user must obtain written approval from ODFW that the required screening and/or by-pass device meets ODFW's criteria.**

ODFW staff name: _____

Address: _____

City/State/Zip: _____

Phone: (____) _____

☐ This transfer may trigger requirements for fish passage under ORS 509.585 because a new point of diversion will be constructed, an existing point of diversion's capacity will be increased, or an existing point of diversion will be abandoned. The applicant should contact the ODFW staff below for a determination of whether native migratory fish are or were present at the applicable location, which will determine whether fish passage must be addressed.

ODFW staff name: _____

Address: _____

City/State/Zip: _____

Phone: (____) _____

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**Jay Doino**

**From:** Jill Zarnowitz
**Sent:** Tuesday, November 06, 2007 12:26 PM
**To:** Jay Doino
**Subject:** RE: T-10465, RRVID/Central Point conditions

I suggest that you check option 2 and in the comment area say also see attachment for proposed special conditions for this particular transfer. List me as a cc, which will indicate to Dorothy Pederson that I am involved too. Since I contacted Dorothy on this already, she should be aware of that. At this point I'd rather you send in the form in this manner.

Thanks,

*Jill*

Jill Zarnowitz
Water Policy Coordinator
Fish Division
Oregon Department of Fish and Wildlife
3406 Cherry Avenue NE
Salem, Oregon 97303
Tel. 503-947-6092
Fax 503-947-6070
jill.zarnowitz@state.or.us
www.dfw.state.or.us

---

**From:** Jay Doino
**Sent:** Tuesday, November 06, 2007 10:08 AM
**To:** Jill Zarnowitz
**Cc:** Daniel Vandyke; Rick Kepler
**Subject:** RE: T-10465, RRVID/Central Point conditions

This all sounds good to me. However, I am unclear how to proceed with the comment form. Should I simply not return the form to WRD assuming everything will be handled out of Salem? Or should I check number 2 on the form (option requiring screening prior to diverting water) and send in back to WRD?

Jay Doino
Oregon Department of Fish and Wildlife
1495 East Gregory Road
Central Point, OR 97537
(541) 826-8774

---

**From:** Jill Zarnowitz
**Sent:** Monday, November 05, 2007 3:46 PM
**To:** Jay Doino
**Cc:** Daniel Vandyke; Rick Kepler
**Subject:** T-10465, RRVID/Central Point conditions

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**Importance:** High

Jay,

From discussions with WRD, it appears that Central Point isn't in a hurry to certificate prior to screening. The first proposal we discussed with WRD is the appropriate one to use for your comments. Below is the draft language that Debbie Colbert, WRD, proposed to Eagle Point. This would require them to put the water instream in a temporary lease until the screen was up to standards.

DRAFT LANGUAGE:

1) Instream lease L___ shall terminate on December 31, 2011, unless a termination provision is activated or the lease is renewed pursuant to OAR 690_077. For purposes of this transfer, any renewal of L___ that is approved without a lapse in the water rights being leased instream shall be viewed as a single lease that has not terminated.

2) Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards. This last sentence or something similar should be placed on the certificate.

3) The quantity of water diverted at the additional point of diversion, together with that diverted at the old point of diversion, shall not exceed

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the quantity of water lawfully available at the original point of diversion.

4) Prior to diverting water, 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 [Water Resources] Department

prior to beginning construction and shall be installed under the general

supervision of the Department.

Let me know if you have any questions.

*Jill*

Jill Zarnowitz
Water Policy Coordinator
Fish Division
Oregon Department of Fish and Wildlife
3406 Cherry Avenue NE
Salem, Oregon 97303
Tel. 503-947-6092
Fax 503-947-6070
jill.zarnowitz@state.or.us
www.dfw.state.or.us

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## Jay Doino

**From:** Jay Doino
**Sent:** Thursday, December 27, 2007 10:09 AM
**To:** 'Dorothy Pedersen'
**Cc:** Jill Zarnowitz
**Subject:** RE: ODFW review for transfer T-10465

My records show that I have completed the form and returned it to you. I will send another copy.

FYI - I checked box number 2 on the form and included a note to see the attachment included with the transfer. The attachment regards language being developed by Jill Zarnowitz and Debbie Colbert for inclusion in the transfer. I'll put the whole package in the mail to you again today.

Contact me with questions.

Jay Doino
Oregon Department of Fish and Wildlife
1495 East Gregory Road
Central Point, OR 97537
(541) 826-8774
-----Original Message-----
From: Dorothy Pedersen [mailto:pedersdi@wrd.state.or.us]
Sent: Wednesday, December 26, 2007 4:45 PM
To: DOINO Jay V
Cc: Jill Zarnowitz
Subject: ODFW review for transfer T-10465

Hello Jay,

The Water Resources Department sent out a review form for water right transfer application T-10465 (Rogue River Valley Irrigation District) to you on October 10, 2007 and I don't see that we have received it back yet. Would you mind checking on this and giving me an estimate of when you might have it completed?

RRVID has paid for us to expedite the processing of this transfer by sending it to an outside consultant, so I'm trying to facilitate getting all the information to the consultant now.

Thank you,
Dorothy Pedersen

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Oregon Department of Fish and Wildlife
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Central Point, OR 97537
(541) 826-8774
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To: DOINO Jay V
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Subject: ODFW review for transfer T-10465

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Thank you,
Dorothy Pedersen

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## JOYE Jessica L

**From:** REECE Ann L
**Sent:** Monday, June 20, 2016 9:06 AM
**To:** Joe Strahl
**Cc:** JOYE Jessica L
**Subject:** RE: Central Point Water Right Transfers - Correction
**Attachments:** scan_160620075501.PDF; scan_160620075353.PDF; scan_160620074305.PDF

Joe,

It's good you had me look. Claims have been filed on T-10120 and T-10465. I attached copies. For some reason the claims were not entered into WRIS. Jessica Joye, in the certificate section, will work on these two certs in the very near future.

Best Regards,

Ann Reece
- - - - - - - - - - - - - - - - - - - - - - - - -
Water Right Services Division
Hydroelectric Analyst / Municipal Extension Specialist
Oregon Water Resources Department
725 Summer St. NE Suite A
Salem, OR 97301
503-986-0834
email:reeceal@wrd.state.or.us Web:http://www.wrd.state.or.us

**From:** Joe Strahl [mailto:jstrahl@rh2.com]
**Sent:** Friday, June 17, 2016 4:54 PM
**To:** REECE Ann L
**Subject:** RE: Central Point Water Right Transfers - Correction

Hey Ann,
Before I prepare transfer extensions could you please make sure that nobody has submitted a COBU or made any application for a certificate on any of the three Central Point transfers? There have been a number of people with their fingers in this pie over the past couple of years. Evan told me a few months ago that he thought Central Point had been issued a certificate. We now know that is not the case but I just want to make sure nothing is in progress. I think it would have shown up in WRIS but I am not certain if there is a backlog in entering that kind of data on municipal rights. Just thought it might be best to check with you to make sure. Thanks.
Joe

**From:** REECE Ann L [mailto:ann.l.reece@state.or.us]
**Sent:** Thursday, June 16, 2016 1:53 PM
**To:** Joe Strahl
**Subject:** RE: Central Point Water Right Transfers - Correction

Gerry got a kick out of your comment ☺

**From:** Joe Strahl [mailto:jstrahl@rh2.com]
**Sent:** Thursday, June 16, 2016 1:23 PM
**To:** REECE Ann L (ann.l.reece@state.or.us)
**Cc:** Matt Samitore (Matt.Samitore@centralpointoregon.gov); Jeff Ballard
**Subject:** RE: Central Point Water Right Transfers - Correction

Ann,
Oops! On T-10120 there is a mistake in my work on the duty. There is a limitation on each certificate of 1.13 cfs. So, the duty on each certificate is 1.13x1.98x183= 409.44 acre-feet. The total duty for the transfer is 2x409.44 or 818.88 acre-feet.
Gerry Clark has taught me better in his CWRE classes. Sorry Gerry.
Joe

**From:** Joe Strahl
**Sent:** Thursday, June 16, 2016 10:57 AM
**To:** REECE Ann L (ann.l.reece@state.or.us)
**Cc:** Matt Samitore (Matt.Samitore@centralpointoregon.gov); Jeff Ballard
**Subject:** Central Point Water Right Transfers

Ann,
Thanks very much for all the time you have spent with me to resolve questions about the Central Point transfers. As we discussed I am providing a summary of the conclusions that we reached. If you are in agreement please provide a confirming response to all recipients of this email. Just so you know who these people are, Jeff Ballard and I work together and Matt Samitore is the Public Works Director in Central Point.
Some of the issues we discussed today were to resolve discrepancies between what I was reading in the orders and what GSI Water Solutions, Inc. (GSI) had produced in a Water Rights Master Plan they had prepared for the Medford Water Commission (MWC) in 2010. As you know, Central Point is one of the municipal customers of MWC.
The following three transfers are identified in **BOLD** letters and are the only transfers pertaining to Central Point.

**T-9900**
GSI had indicated an allowable total rate of 5.338 cfs. I was coming up with a total of 1.923 cfs as summarized on pages 4 (irrigation) and 5 (stock watering) of the final order dated November 1, 2005. You confirmed that the final order totals appear correct at 1.923 cfs with a duty of 666.0 acre-feet.

**T-10120**
The GSI report indicated a rate of 1.13 cfs total and indicated "no duty given." We reviewed both certificates in the transfer, 80570 and 80572. We agreed that the total rate is 2.26 cfs. The duty established under 80570 is 0.01 cfs per acre per year and the duty established under 80572 is 1/80$^{th}$ of a cfs per acre per year. We did not discuss my math but I come up with a duty under 80570 of 560.54 acre feet, assuming a 183-day limitation on the period of use and a conversion of 1 cfs = 1.98 ac-ft/day. I come up with 700.67 acre-feet for certificate 80572. So, the total rate is 2.26 cfs with a total duty or limitation of 1,261.21 acre-feet.

**T-10465**
We discussed two scrivener's errors. One is on the bottom of the first page and is a transposition of the last two digits of Certificate 80576. Since there is no Certificate 80567 it seems that everyone will draw the same conclusion that a scrivener's error occurred here and there is no need to issue a correcting order. The other error is the entire item 18 on page 9. This appears to be a "cut and paste" error. Since the entire item 18 makes no sense related to this transfer order, it is pretty obvious that it is in error. Whether it is corrected or not does not make any difference to Central Point. The GSI report and my calculations agree on this transfer. The total rate is 1.2 cfs and the maximum authorized volume is 447.6 acre-feet.

I will be working on a summary report to Central Point indicating rate, duty, priority dates, etc. for these transfers this week. Please verify that transfer extensions will be necessary on these three transfers. I have received the necessary information from you to proceed with filing for those extensions. Once you have confirmed the above I will complete the transfer extension applications for Central Point.

Thanks again!

Joe Strahl, PE, CWRE | RH2 Engineering, Inc.

3523 Arrowhead Drive
Medford, OR 97504
Cell: 541.301.2946
www.rh2.com

1/40 = 0.025 cfs/ac

1/60 = 0.0167 cfs/ac

=

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF JACKSON

| | | |
|---|---|---|
| IN THE MATTER OF THE DETERMINATION OF THE RELATIVE RIGHTS TO THE USE OF THE WATERS OF LITTLE BUTTE CREEK AND ITS TRIBUTARIES, A TRIBUTARY OF ROGUE RIVER. | ) | DECREE. |

Now at this time coming on to be considered and decreed the above entitled matter for the purpose of entering herein a final decree, and due notice having been given heretofore of the time and place for hearing, and consideration of all objections and exceptions and matters in issue involved in this proceeding to all attorneys now representing water users herein, and the Court having heretofore fixed the _____ day of December, 1945, for the appearance herein of all water users and exceptors and their attorneys of record so far as known, and the Court having examined the records and files in this proceeding, and it appearing to the Court therefrom that certain Modified Findings and an Order of Determination herein were heretofore filed with the Clerk of this Court on the 15th day of December, 1925, and that subsequently additional evidence was submitted to the Court under order of this Court filed herein December 31, 1927, and that thereafter a Second Modified Findings and Order of Determination was made by Charles E. Stricklin, State Engineer of Oregon, on April 17, 1928, and thereafter filed with the County Clerk of Jackson County, Oregon, to which findings and order of determination exceptions were thereafter filed by various of the claimants to the use of the waters of said Little Butte Creek and its various tributaries, and the Court having considered the several and various exceptions, objections and matters herein involved, and further finding that M. F. Hanley, contestor, objector, and exceptor in various contests and exceptions heretofore filed herein, died heretofore in Jackson County, Oregon, and that the son of the said M. F. Hanley, to wit, M. P. Hanley, is now the owner of all lands and appurtenant water rights heretofore determined in this proceeding by said State Engineer to belong to M. F. Hanley, the original claimant herein, for said lands and water rights, more particularly described in these proceedings in said findings and order of determination of said State Engineer dated December 31, 1925, and the so-called modified findings and order of determination of said State Engineer dated April 17, 1928;

And it further appearing to the Court that on the 31st day of December, 1927, the entire proceedings herein were re-referred to the State Engineer for further findings and order of determination, and that thereafter and on the 17th day of April, 1928, the said State Engineer did make second modified findings and order of determination herein for the purpose of determining the various matters raised by exceptions and additional evidence

made and filed herein, and the said various findings of the State Engineer now being on file with the Clerk of this Court;

And it further appearing to the Court from the records and files herein that the Medford Irrigation District is the successor in interest to the Rogue River Valley Canal Company, in respect to the ownership of certain water rights heretofore determined to belong to the Rogue River Valley Canal Company, a corporation, as successor in interest to Fish Lake Water Company, a corporation;

And it further appearing to the Court that Rogue River Irrigation District is also interested in the use of the waters of said Little Butte Creek as a successor in interest of the ownership of water rights heretofore claimed by the Rogue River Valley Canal Company;

And it further appearing that said Medford Irrigation District is the owner of certain permits issued by the State Engineer of Oregon, now of record in the office of said State Engineer, for the appropriation of surplus waters of the North Fork of Little Butte Creek, and tributaries thereof, and for storage purposes in Four Mile Lake and Fish Lake, all of which are a matter of record in the office of said State Engineer;

And it further appearing to the Court that in addition to its several permits the said Medford Irrigation District is the owner of an appropriation of water from said Little Butte Creek heretofore determined to belong to Rogue River Valley Canal Company jointly with Rogue River Irrigation District, for the appropriation of 10.5 second feet, priority September 14, 1899, for the irrigation of 1470 acres of land outside the water shed of said Little Butte Creek;

And it further appearing to the Court from the records and files herein that all lands within said Medford Irrigation District and within said Rogue River Irrigation District, lie outside of and beyond the water shed of the said Little Butte Creek;

And the Court further finding that certain changes in ownership have occurred since the said findings and orders of determination of the State Engineer were made in regard to the ownership of lands, and with appurtenant water rights, claiming or entitled to the use of water from said Little Butte Creek, and its various tributaries;

And it further appearing that in open Court after hearing all claimants appearing at the last hearing held heretofore before this Court in regard to said stream, accepted the findings and order of determination of said State Engineer of date April 17, 1928, except as hereinafter expressly modified or otherwise determined by this decree;

And the Court having given due consideration to all claims, exceptions, findings and orders of determination, and contests heretofore herein filed, and all objections heretofore

made herein, and being now fully advised in the premises:

NOW, THEREFORE, the Court does hereby make and direct to be entered of record herein its final decree herein in regard to all claims, matters, contests, objections, exceptions, and the several findings and orders of determination herein heretofore filed or made, and does decree as follows:

1.

That the Second Modified Findings and Order of Determination of said State Engineer heretofore filed with the Clerk of this Court and dated April 17, 1928, signed by Rhea Luper, State Engineer of the State of Oregon, be and the same hereby are adopted by this Court and hereby approved in all things except as hereinafter expressly modified, determined, or otherwise decreed.

2.

That Little Butte Creek is a natural, non-navigable water course, tributary of Rogue River; and that said stream and its tributaries and the lands irrigated therefrom are situated within the County of Jackson, State of Oregon. That the climate in said locality is semi-arid in character, and artificial irrigation is essential to secure the highest yield from the lands, and the most profitable crops. That the crops produced by means of such irrigation are very diversified, ranging from the natural grasses and pasturage produced mostly in the upper part of the water shed, to the orchards, grain, small fruits and gardens which are more common to the lower parts of the watershed of said stream. That considering the methods of irrigation now in use, and the porosity of the soils here involved, and the climatic conditions, it is deemed expedient to fix a duty of water ranging from one-fortieth of a second foot per acre in the case of small tracts, to not to exceed one-sixtieth of a second foot per acre, in the case of larger tracts, except in those cases where the quantity of water has already been fixed and determined by permits issued by the State Engineer, or otherwise.

1/40 or 1/60 cfs/ac duty related to conditions except where permits specify otherwise

3.

That the quantity of water set forth in each case in the tabulated statement hereinafter contained shall be measured at the head of the ditch or point where the same leaves the natural stream, and includes an allowance for necessary and reasonable seepage and evaporation losses in conducting the water from the natural stream to the place of use. In no case shall the quantity diverted and used exceed the quantity actually needed and required under reasonably economical methods of use, and in no event shall it exceed the quantity set forth in each case in the tabulated statement, excepting under a system of rotation, as hereinafter provided for, or the use of the water alternately with other water users, and by periods of time rather than continuously. In which event and in case of such rotation, the water users so rotating for his proportionate part of the time shall be entitled to divert

and use such amount in excess of the quantity hereinafter allowed him for continuous use as the rotation system or plan hereinafter provided for shall permit. Rotation in the use of water shall at all times be subject to the control and direction of the water master of the district.

4.

That the rights of the several claimants to the use of any of said waters for irrigation purposes are limited to the irrigation season commencing the first day of April and terminating the first day of October of each year; that a right to the use of any of said waters for municipal, domestic and stock purposes, or to develop power, shall continue throughout the year, in such amount as is reasonably necessary for such purposes, not exceeding the quantity herein limited.

5.

That the quantity diverted for domestic and stock purposes shall not exceed one-fourth second foot for each claimant having one hundred head of stock or less; and in excess of one hundred head of stock, each claimant having a right therefor shall be entitled to divert one-fortieth of one second foot for each additional hundred head of stock; but during the irrigation season as herein limited, the quantity diverted by each claimant for irrigation purposes, in the amount to which he is entitled to divert the same, shall include the water to which he is entitled for stock and domestic purposes.

6.

That the rights of appropriation of the several claimants, as herein determined, are and shall remain appurtenant to the lands of said claimants as hereinafter described, as provided by law.

7.

That a system of rotation in the use of water among the several appropriators of small amounts of water in the same neighborhood, or through the same ditch, has been in use, more or less, upon said stream and its tributaries and adds greatly to the duty which said water may be made to perform. In the absence of an agreement between appropriators arranging for such rotation and the manner in which such water shall be used in rotation, the water master of the district in which said stream and its tributaries may hereafter be situated, may, when practicable, arrange such appropriators in groups or systems of rotation, first giving the appropriator who is first in priority an amount of water equal to the combined appropriations of all the appropriators in said group or system for a length of time bearing the same ratio to the whole time required to make a complete rotation through the whole group of appropriators as the appropriation of the first appropriator bears to the combined appropriations of said appropriators, and shall next serve the next appropriator in priority with a like amount of water for his proportionate time, and so on, until all the

appropriators in said group are served; then the distribution of water shall be repeated in the same manner throughout the irrigation season. In case of two or more appropriators in said group or system having the same priority, then the said water master shall distribute the water as between those appropriators having the same priority to the one whose ditch taps the stream nearest the source, first, and the next lower down, next, and so on. In case of two or more appropriators having equal priorities and diverting water through the same ditch, the said water master shall distribute the water as between said appropriators to the one whose lands are first covered by said ditch and nearest the head thereof, first, and to the next lower down on said ditch, next, and so on. Where two or more appropriators agree as between themselves as to a manner and system of rotation in the use of their water, the said water master shall distribute the water in accordance with such agreement, provided, always, that such arrangement into groups or systems of rotation shall not interfere with the prior rights of any appropriator not a member of such group or system. It is expressly decreed, however, that the rights herein decreed to M. F. Hanley shall be rotated the same as herein provided for the rotation of the rights of other users.

8.

That, except as otherwise provided herein, the waters of said stream and the tributaries thereof, shall be diverted under the rights of appropriation hereby confirmed in the order of the dates of relative priority of the respective rights of appropriation as hereinafter set forth; and at all times when the waters of said stream or tributaries are not required by those parties having prior rights thereto, the same shall be at the disposal of and subject to use by those parties having subsequent rights of appropriation, in the order of their priority rights; and the said parties shall at all times when practicable, rotate in the use of the water as hereinbefore provided; and at all times the waters diverted by those having a right to do so shall be beneficially, economically and reasonably used, without waste, and no rights of appropriation are hereby confirmed to divert a greater amount of water into the head of the ditch through which such water is diverted then the claimant is entitled to, measured by beneficial use, and in no event, except under a reasonable rotation system as hereinbefore provided, shall the amount so diverted exceed the amount set forth in the tabulated statement herein, or except at such times as the waters so diverted shall not be needed and required by other appropriators.

9.

That a stipulation was entered into and filed herein, between M. F. Hanley and L. Niedemyer settling a contest between said parties and binding their successors in interest. In accordance with the terms thereof, the rights of Jacob Monia, and his successors, successor of said L. Niedemyer, as tabulated herein, shall be inferior and subordinate to the rights of said M. F. Hanley, as tabulated herein, notwithstanding the dates of priority fixed in said tabulation.

That a stipulation was filed herein, entered into between M. F. Hanley and the Fish Lake Water Company, as follows:

BEFORE THE BOARD OF CONTROL OF THE STATE OF OREGON
WATER DIVISION NUMBER ONE

IN THE MATTER OF THE ADJUDICATION OF THE RELATIVE RIGHTS TO THE USE OF THE WATERS OF LITTLE BUTTE CREEK, A TRIBUTARY OF ROGUE RIVER, OREGON.

IT IS HEREBY STIPULATED, by and between the Fish Lake Water Company, and M. F. Hanley, both parties hereto, as follows:

THAT WHEREAS, heretofore, the said Fish Lake Water Company instituted various contests against the water rights and claims of the said Hanley, and

WHEREAS, said Hanley instituted various contests against the claims of said Fish Lake Water Company, for and on behalf of the Upper, Middle and Lower Ditches, out of Long and Wasson canyons, and for and on account of the water rights of the said Hanley, through what are called the Hanley & Slinger Ditch, the old Hanley Ditch and the Hanley High Line Ditch.

IT IS THEREFORE STIPULATED, with reference thereto, that the Fish Lake Water Company renounces any claim to any of the waters of Long Canyon or Wasson Canyon, and agrees that the same may be decreed to said Hanley.

That as to the rights of the said Hanley to the use of the waters of Little Butte Creek, through said Hanley & Slinger Ditch, the old Hanley Ditch and the Hanley High Line Ditch, the same are as alleged in the answers of the said Hanley, except as specifically modified by the parties hereto.

That so far as the dates of appropriation, amounts of appropriation, continual use and quantity of water used, the facts are as alleged in the several answers of the said Hanley, claimed through said water rights.

That as to the quantity of the waters of the North Fork of Little Butte Creek to which said Hanley is entitled through his said water rights, IT IS STIPULATED AND AGREED that as against the said Fish Lake Water Company, he is entitled to the first right to the use of 1600 miners inches, under a six inch pressure, of the waters of said stream, at all times, and for all useful purposes; subject to these conditions, to-wit:

At least 600 inches shall be so used that the waste or back water thereof shall find its way either into the North or South Fork of Little Butte Creek above the present intake of said Fish Lake Water Company, and that the balance of said 1600 miners inches to wit: 1000 inches shall be so used that the waste or back waters therefrom shall return to Little Butte Creek at or above the North and South center line passing through the center of Section 5, Township 36 South of Range 1 East of W. M.

That said Hanley shall have the right to make any beneficial use of any of said waters, subject to said limitations, and shall so use said waters upon either the North or South side of Little Butte Creek, or if he shall so desire, so that the same, or any part of the waste waters therefrom, shall enter the South Fork of Little Butte Creek. And he shall make no use of said waters that will so contaminate the same that they will be unfit for irrigation.

The right to the use of the said waters by said Hanley is confined to the use of the waters naturally flowing in said stream and does not extend to any stored water in addition to the natural flow of said stream, nor is the said Fish Lake Water Company obligated to store any water to make up said quantity for said Hanley. However, said Fish Lake Water Company guarantees said Hanley against any interference with his right to the use of the waters as above stipulated resulting from hostile diversion by said Fish Lake Water Company or resulting from the raising of the waters in said Fish Lake by the said Fish Lake Water Company.

IT IS STIPULATED by the said Hanley that he shall not move the headgates of his several ditches, out of the North Fork of Little Butte Creek, above Section 5, Township 36 S. Range 2 E. of W. M. nor down said North Fork of Little Butte Creek below the present intakes of said Fish Lake Water Company.

IT IS FURTHER STIPULATED, by and between the parties, that it has been proved by the testimony herein, on behalf of the said Hanley, and that if the witnesses were called, said M. F. Hanley, William D. Hanley, E. B. Hanley, Charles E. Terrill and numerous others of said Hanley's witnesses, would testify on his behalf, and it is considered that they have so testified that the lands described by said Hanley in his several answers on file herein, setting up claims to the waters of Wasson Canyon, Long Canyon and to the North Fork of Little Butte Creek, are of such a nature and character, and underlaid with such sub-soil and formation as to require for their irrigation the highest amount of water per acre which the above entitled Board shall find or require for any of the lands irrigated or to be irrigated from said stream. And that as against any rights of said Fish Lake Water Company said Hanley is entitled to irrigate those said lands which have not yet been irrigated, which belong to him, so long as the quantity of water used by him is not in excess of the amount or at places different from those above specified, but this latter stipulation shall not restrict the rights of said Hanley to the use of said waters as above specified.

IT IS FURTHER STIPULATED by and between the parties hereto, that whereas, heretofore, the Fish Lake Water Company sold to the City of Medford, a municipal corporation, 300 inches, miners measurement, under a six inch pressure, of waters to be stored by said Fish Lake Water Company, and its successors, so that the same does not interfere with any of the rights of the said Hanley herein, that the said Hanley shall have the right to be subrogated to the rights of said City to the use of said stored waters if he can contract with said Citytherefor, and that in that event, the right to the use of said 300 miners inches of stored water shall not be confined to municipal use, but said water may be put to any beneficial use at any point where the same be conducted. And should said Hanley succeed to the interest of said City therein, that his right to the use of said water shall be in addition to the right to the use of said 1600 inches, miners measurement, above specified.

IT IS FURTHER STIPULATED by the said Hanley that as between the parties to this stipulation the said Fish Lake Water Company is entitled to the use of the surplus waters of said stream so long as such use does not interfere with the rights of the said Hanley as above specified, to the waters of Wasson Canyon and Long Canyon and the North Fork of Little Butte Creek, and said 300 inches of stored water, if the said Hanley should contract with said City of Medford therefor.

IT IS FURTHER STIPULATED BY AND BETWEEN THE PARTIES, that a decree shall be entered herein by the Board, in accordance with the terms of this stipulation, without further application therefor by either party.

That this stipulation and decree shall apply to, and bind, the successors in interest of said Fish Lake Water Company and all others claiming under, through or by it, and to the heirs, executors, administrators and assigns of the said M. F. Hanley, and all others claiming under, through or by him, or them or any of them.

IN TESTIMONY WHEREOF, the Fish Lake Water Company, has, by resolution of its Board of Directors, caused this stipulation to be signed by the undersigned attorney for it, and by its president and secretary, and its official seal to be attached and the said M. F. Hanley has signed and sealed this instrument this 20th day of May, 1910.

FISH LAKE WATER COMPANY
By J. L. Hamilton
President.

FISH LAKE WATER COMPANY
By W. J. Vawter
Acting Secretary.
FISH LAKE WATER COMPANY
By J. N. Smith
Its Attorney. (SEAL)

M. F. HANLEY
A. E. Reames
Attorney for M. F. Hanley

That the Medford Irrigation District has succeeded to the interests of said Fish Lake Water Company involved in said stipulation, and as provided therein, the parties thereto, and their successors and assigns, as between themselves shall be bound by the terms and conditions thereof, and the rights of said Hanely as determined herein shall be superior to the rights of said Canal Company. But insofar as said Fish Lake Water Company by said stipulation conceded to said Hanley a right to an amount of water in excess of the amount herein found to be necessary for the proper irrigation of the lands covered by the claims of said Hanley, as theretofore filed in this proceeding, and as allowed a water right herein, said stipulation shall not be deemed to vest in said Hanley a right to such excess amount of water as against said Canal Company, or any other claimant herein; and said stipulation shall not be construed as binding said Canal Company with respect to any water rights which said Hanley may acquire for any lands other than those described in said Hanley's claim theretofore filed, or as allowed a water right herein.

11.

That a stipulation was filed herein, entered into between M. F. Hanley and T. L. Farlow, as follows:

BEFORE THE WATER BOARD OF THE STATE OF OREGON
WATER DIVISION NUMBER 1.

| | |
|---|---|
| IN THE MATTER OF THE DETERMINATION OF THE RELATIVE RIGHTS TO THE WATERS OF LITTLE BUTTE CREEK, AND ITS TRIBUTARIES, A TRIBUTARY OF ROGUE RIVER, JACKSON COUNTY, OREGON | STIPULATION |

IT IS HEREBY STIPULATED, by and between T. L. Farlow, substituted for J. W. Slinger, in the claims filed for the irrigation of the lands described in the proofs of claim of the said J. W. Slinger filed herein, both as a contestant and a contestee, over the rights to the use of the waters of Little Butte Creek and its tributaries, and M. F. Hanley, claimant to the right to the use of the waters of Little Butte Creek through the Hanley & Slinger Ditch, and the waters of Long Canyon through the Long Canyon Ditch, that as between the parties hereto all contests over the waters for the irrigation of the lands described in the proofs of claim filed by the said Slinger, including the contests affecting the Slinger & Lamb Ditch, the Hanley & Slinger Ditch and the Long Canyon Ditch, and any other contests filed between the parties hereto or their successors, be and hereby are, settled and disposed of by this stipulation.

IT IS FURTHER STIPULATED, that T. L. Farlow, and his successors in the ownership of the land hereinafter mentioned, shall at all times during each irrigation season have the right to use from the Hanley & Slinger Ditch, where same passes through said lands, sufficient water for the irrigation of said Farlow's lands which lie between the Slinger & Lamb Ditch and the said Hanley & Slinger Ditch, the quantity of water required therefor to be determined by the Board in the present proceeding, and not to exceed seventy (70) miners inches under a six inch pressure.

The Board shall describe in its decree herein, according to its surveys, the land of said Farlow subject to irrigation from said Hanley & Slinger Ditch, and which lies between said Hanley & Slinger Ditch and said Slinger and Lamb Ditch. And the right to use said water for the irrigation of said lands shall be by said decree confirmed in and tied to said lands.

And T. L. Farlow releases to M. F. Hanley, and his successors, all rights, title and interest which the said Farlow's lands or the said Farlow may have in or to the waters in the said M. J. Hanley's Upper, Lower and Middle Ditches, and to the waters of Wasson Canyon and Long Canyon.

Said Farlow hereby confirms the right of way in said Hanley and his successors to maintain, repair and use the Hanley & Slinger Ditch upon and across the lands of the said Farlow and to extend the same from its present terminus across said lands on its present grade.

A decree may be entered herein confirming in the said Hanley or his successors such right of way for said Hanley & Slinger Ditch over and across said premises. The decree shall provide that said Hanley has no interest in said Slinger & Lamb Ditch, and that he is the owner of said Hanley & Slinger Ditch, and water right, subject to the rights of the said Farlow and his successors to said irrigation from the same. The water to be diverted from the said Hanley & Slinger Ditch in such a way as to lease interfere with the use of said water ditch and water right by the said Hanley or his successors.

IN WITNESS WHEREOF, the parties have hereunto set their hands and affixed their seals this 4th day of November, 1914.

Witnesses:
GRACE HENRY
A. E. REAMES

M. F. HANLEY (SEAL)
T. L. FARLOW (SEAL)

That the parties to said stipulation, and their successors, shall be bound thereby, and their respective water rights as hereinafter tabulated are hereby modified to conform to the terms thereof.

12.

That a stipulation was filed herein, entered into between the Fish Lake Water Company and thirty-one other claimants on Little Butte Creek. Said stipulation has to do mostly with the water requirements of the lands of the various parties thereto, and so far as practicable the provisions thereof have been carried out in determining the relative rights of said parties as set forth in the tabulation hereinafter contained.

13.

That a stipulation was filed herein, between Gust Nygren and Art Nichols, as follows:

BEFORE THE BOARD OF CONTROL OF THE STATE OF OREGON

IN THE MATTER OF THE CONTEST OF GUST NYGREN AGAINST ART NICHOLS INVOLVING THE RIGHT TO THE USE OF WATERS OF SALT CREEK, A TRIBUTARY OF LITTLE BUTTE CREEK IN JACKSON COUNTY, OREGON.

STIPULATION

WHEREAS the contestee in the above entitled cause takes the waters out of Salt Creek, a tributary of Little Butte Creek for the irrigation of his premises situated in Section five (5) in Township 36, South of Range two (2) East of the Willamette Meridian, through two ditches, one taken out on the north side of the said stream and the other taken out on the south side of the said stream, and

WHEREAS said contestant filed before the said Board of Control his contest against the said contestee involving the right to the use of the said waters through the said ditches;

NOW, THEREFORE, it is hereby STIPULATED by and between the parties hereto that the said contest shall be and hereby is determined as follows, to-wit:

That the said contestee agrees to use the waters of said stream to the extent of the present carrying capacity of his ditch for irrigation and domestic purposes on his said premises through the ditch taken out on the north side of said

stream, irrigating approximately 70 acres of land, seven days out of each ten days during the irrigation season and agrees to turn the said waters down the said stream through his waste gates three days out of each ten days during the irrigation season, reserving a continuous flow for domestic purposes; and further agrees to utilize the said waters through the said ditch taken out on the south side of said stream to the extent of its carrying capacity three days out of every ten days during the irrigating season and to turn the said waters down said stream through his waste gates seven days out of each ten day period during the irrigating season.

That as between the contestant and the contestee the contestee hereby relinquishes any and all claim on the surplus waters of the said stream after the contestee's needs have been supplied for irrigation and domestic purposes on his said premises as herein and in his original claim before the Board of Control filed and recited.

And the parties hereto hereby request the Board of Control to issue to the parties hereto a certificate of water right based upon the stipulations and agreements herein recited, to the use of the waters of the said stream.

And it is further stipulated and agreed that this stipulation shall become a part of the records of the Board of Control and the same shall be binding on the parties hereto as an adjustment and settlement of the said contest initiated by the contestant and as a full and complete settlement between the parties as to the use of the said waters of the said stream, May 23rd, 1910.

A. E. REAMES
Attorney of record for
Contestant.

GUS NEWBURY
Attorney of record for
Contestee.

That the water rights of said parties shall be administered in accordance with said stipulation insofar as practicable and within the limits of their respective appropriations as defined herein.

14.

That J. D. Culbertson, prior to the year 1901, was the owner of a ditch out of Little Butte Creek, and an appurtenant water right, initiated in the year 1896; that by agreement with the Fish Lake Water Company, said Culbertson in said year 1901 permitted the destruction of a portion of said ditch by said company, and since said time said company and its successor, the Rogue River Valley Canal Company, has delivered to said Culbertson sufficient water to irrigate his said lands from the ditch of said company; that the rights of said Culbertson as set forth in the order of determination herein are determined upon the basis of the beneficial application of the waters of Little Butte Creek prior to the agreement above referred to, and nothing herein contained is to be construed as attempting to impair the terms of said agreement, or as a determination of any rights said Culbertson may have as against said company by reason of his contractual relations therewith; that nothing in these findings or order of determination herein shall be deemed or construed to mean that said Culbertson has any interest in said ditch of said company or the water right of said company or other right therein than such right as he may have by virtue of his said contractual relations with said company.

15.

That the quantity of water which J. D. Culbertson, Michael Sidley and L. H. Wyant (as successor to A. E. Thompson) are entitled to divert from said stream by virtue of

appropriations made as set forth in the tabulated statement herein, through the Culbertson ditch, is separate and distinct from the appropriations made by the predecessor in interest of the Medford Irrigation District through its canal, and for the purpose of supplying said water to the lands of said Culbertson, Sidley and Wyant, the use of said company canal should not be considered as intermingling the appropriations of said claimants with those of said company; and any quantities of water which may be diverted through said canal and supplied to said lands shall be considered as additional to the quantity to which said Canal Company (Medford Irrigation District) is entitled for the lands described in the tabulated statement herein; but nothing in these findings should be construed as finding or determining that said Culbertson, Sidley or Wyant have any right or interest in said Company's (Medford Irrigation District) ditch, or a right to divert water therefrom, or conduct water through the same, or use water therefrom, other than the rights of said claimants depending entirely upon their said contractual relations with said company, or its predecessors in interest, and which are hereby expressly made not a subject for determination herein.

16.

That under a decree of the Circuit Court of Jackson County, Oregon, heretofore made and entered of record by said Court on the 27th day of March, 1911, wherein W. C. Daley was plaintiff and Frank Ceol was defendant, which decree is now in full force and effect, it was determined as between said W. C. Daley and Frank Ceol that Frank Ceol (or his successor in interest) is the owner of the lands and ditch and water right described in said decree, which ditch is known herein as the Rechter ditch, and that as between said plaintiff and said defendant, or the successors in interest of either, said defendant is the owner of said water ditch and water right, with the right to use so much of the said waters therefrom as may be required for the right to use so much of the said waters therefrom as may be required for the right to use so much of the said waters therefrom as may be required for the proper irrigation of the said lands belonging to defendant (said lands being more particularly described in the tabulation hereinafter contained), and if at any time there shall be in said ditch and water right an amount of water necessary for the proper irrigation of the said lands of said defendant, Frank Ceol, the surplus and all thereof over and above the amount actually needed by said Ceol for the said irrigation of the said lands shall be permitted to pass down the said ditch uninterruptedly to the said Daley; that as between said Ceol and said Daley all waters which shall come into said ditch to the lands of defendant Ceol shall be divided as follows between said claimants: The defendant Ceol shall first take all of the water which he needs for the proper irrigation of his said lands and use the same for the irrigatbn of the said lands, and the balance and surplus of said waters, if any there be after the irrigation needs of the defendant shall be met on

said premises, shall be permitted to pass down to the plaintiff without interruption, and such surplus waters shall be waters belonging to the plaintiff, Daley, the irrigation of defendant's premises to be conducted without waste of water; and it was further decreed that plaintiff, Daley, should have a perpetual easement in said ditch for the conveyance of said surplus waters and all the rights and privileges necessary for the protection of the same. That Zundel Brothers are successors in interest of said W. C. Daley, and Michael Sidley, Jr., is successor in interest of said Frank Ceol. That the water rights of said parties shall be administered in accordance with said decree, within the limits of their appropriations as determined herein.

17.

That the terms of the several stipulations filed herein and incorporated into this decree, providing for a special plan in the distribution of the water as between the parties thereto, in each case shall be observed and carried out by the water master only so long as in so doing the rights of other water users on the stream are not interfered with. But in the event that any other parties who are not parties to the stipulation, are by an enforcement of the stipulation deprived of water which they would otherwise receive, then the rights of said stipulators shall be administered according to their rights as set forth in the tabulation, without regard to the stipulation between them.

18.

That it appears that the Medford Irrigation District is the successor in interest to the Fish Lake Water Company, and that the rights acquired by virtue of the various applications and permits and appropriations of said Fish Lake Water Company have been acquired by said Medford Irrigation District, as the successor in interest of said Fish Lake Water Company and Rogue River Valley Canal Company. That Four Mile Lake appears not to be tributary to said Little Butte Creek, but Fish Lake is tributary to said Little Butte Creek that the right of said Canal Company to store water in said Fish Lake should be limited to the storage of flood and surplus waters therein; and should not interfere with the rights of prior appropriators to the natural flow of said Little Butte Creek, as provided in the several stipulations of the parties on file herein. That the waters of Four Mile Lake are not involved in this adjudication, and are not the subject of adjudication herein.

That by stipulation it has been agreed by the Rogue River Valley Canal Company that the quantity of water necessary for the irrigation of its lands, for which it claims a vested right, does not exceed 420 miner's inches. That said claimant should therefore be limited to the quantity thus stipulated for lands for which it claims a vested right.

420 miners in x 1 cfs / 40 mi =

10.5 cfs

That by virtue of its appropriations hereinbefore referred to, the Fish Lake Water Company, and its successor in interest, Medford Irrigation District, is entitled to complete and perfect its appropriations initiated by virtue of applications made to and permits issued by the State Engineer of Oregon, for the purposes and uses therein specified.

That for storage purposes, the said Fish Lake Water Company, and its successor in interest, Medford Irrigation District, is entitled to convey the waters of Four Mile Lake into said Fish Lake, so far as the claimants involved in this proceeding are concerned, and intermingle the stored waters in Fish Lake and Four Mile Lake, and is entitled to use the natural channel of said Little Butte Creek, to conduct the said stored waters down said natural channel, and to divert the same into its canal for distribution for irrigation and other beneficial purposes for which a right was initiated; and said stored waters, lawfully impounded, should not be regarded as a part of the natural flow of said stream; but in the storage of said waters, and in conducting the same down said natural channel, no interference should be occasioned with prior appropriations of the natural flow of said Little Butte Creek, and its tributaries; subject to prior appropriations of the natural flow of said stream, said District should be entitled to divert and use said stored waters in the manner specified in its said applications and permits.

19.

Wm. J. and Ella C. Phillips, through their attorney, Elijah H. Hurd, filed a motion herein as successors in interest to Geo. T. Collins and J. J. Emmons, showing that certain lands for which water rights had theretofore been allowed under the name of the Little Butte Irrigation Company, were owned by them, and asked that final certificate be issued to them individually instead of under the name of said Company. This motion is allowed. The lands of said Wm. J. and Ella C. Phillips are as follows: Under date of 1883: 4 acres in SW¼SW¼, Section 31, T. 35 S. R. 1 E.; 3 acres in SE¼SE¼, Section 36, T. 35 S. R. 1 W.; under date of 1908; 5.3 acres in NW¼SW¼, 30.9 acres in SW¼SW¼ and 0.9 acres in SE¼SW¼ of Section 31, T. 35 S. R. 1 E.; 21.6 acres in SE¼SE¼, Section 36, T. 35 S. R. 1 W.; 4.03 acres in NW¼NW¼, Section 6, T. 36 S. R. 1 E. Said lands are tabulated herein under the name of the Little Butte Irrigation Company, but shall be covered by a separate certificate when water right certificates are issued covering rights finally determined in this proceeding.

20.

That all parties having permits from said State Engineer covering appropriations of water from said stream, whether issued before or after the initiation of this proceeding, are entitled to complete and perfect their appropriations in accordance with the terms and conditions of said several permits; and to have their respective rights of appropriation relate back upon completion thereof to the dates of initiation thereof, and to take effect in their priority order.

21.

That the following named persons are in default and have no right, title or interest in or to any of the waters of said stream or any of its tributaries, and should be barred

and estopped from hereafter asserting any rights which they or any of them may have heretofore acquired to any of the waters of said stream or its tributaries, (except rights acquired under permits issued by the State Engineer since February 24, 1909), and have forfeited all such rights to the use of said waters, if any they may have heretofore had, to-wit:

Mrs. L. Abbott; John Ashpole; C. C. Beekman; Mrs. Amy Brown; J. F. Brown; William H. Brown; J. H. Carlton; Mr. M. Chapman, W. L. Childredth; Dr. J. N. Goghlan; Eli Daback; Mrs. E. Daniels; F. C. Dugan; John Engle; C. C. Felts; A. J. Florey; Mrs. S. Hart; V. W. Harnish; A. L. Hazelton; Mrs. G. W. Hackathorn; J. S. Howard, William W. P. Holt; A. C. Howlett; W. Jack; J. B. Jackson; Mr. _____Jordon; Thomas Krimey; Mr. Lane; F. L. Lewis; Lofland Bros.; L. Lowden; Joe Moomaw; Leaf Moomaw; William Newbaum; H. Palmer; I. J. Patton; Charles Prewet; Henry Ratrie; Mrs. James Ringer; J. E. Shaw; Mrs. _____Singleton; G. W. Thomas; Fred Tredger; John Watkins; J. B. Williams.

22.

That all parties allowed inchoate water rights by the original order of determination of the State Water Board herein (or their successors in interest), were duly notified by registered mail that at a certain time and place, to-wit: Wednesday, October 21, 1925, at the City Libary at Medford, Oregon, they might appear before a representative of the State Engineer and file their written proofs as to the extent of completion of such rights. That a survey had theretofore been made under the direction of the State Engineer to determine the extent of such completion, and maps made for the assistance of the water users in preparing their proofs. That it appears that a reasonable time has been allowed for the completion of all of said inchoate rights, and all applications for further time are hereby denied. That based upon the surveys made by the State, or by the claimants themselves in some cases, and the proofs and accompanying affidavit submitted, and the evidence taken at the hearings on exceptions, the rights of the respective parties are hereby determined and limited as set forth in the tabulation hereinafter contained.

That to the extent that the lands of all of said parties heretofore allowed inchoate rights, have not been irrigated, the rights of appropriation therefor shall be deemed to that extent to have been abandoned.

23.

That after this proceeding had been commenced, but prior to the preparation of findings of the State Water Board herein, proceedings were commenced before said Board for the determination of the relative rights of the various users to the waters of Rogue River, and all of its tributaries, forks and branches, above the mouth of the Illinois River, a tributary; that, as heretofore stated, Little Butte Creek is a tributary of said Rogue River; that thereafter such proceedings were had in the matter of the determination of the relative rights to the waters of Rogue River, as required that all evidence and

proof theretofore taken in such matter should be opened to public inspection, as provided in Section 5738, O.L., and each of the various claimants who had theretofore appeared and offered proof in the matter of the determination of the relative rights to the waters of said Little Butte Creek, was duly and regularly notified of the period for inspection in said matter of the determination of the relative rights of the various claimants to the waters of rogue river and its tributaries; and at the time fixed in said notices, all of said testimony taken in said Little Butte Creek proceeding was opened to public inspection, together with all the evidence and testimony taken in said Rogue River proceeding, and as a part thereof; and all of said evidence and testimony in both said proceedings was kept open for public inspection at the place named in said notice for the full period of time named in such notice, and for the full period required by law. That thereafter no contests were filed or entered into as against any of the rights claimed by the various claimants to the waters of Little Butte Creek, by parties who were not parties to the original adjudication proceedings as between the claimants to said Little Butte Creek waters, or otherwise. Therefore, in the distribution of water under the respective decrees entered in said adjudication proceedings, the rights covered by both proceedings shall be administered as in one stream system, the same as if they had all been determined in one proceeding.

24.

AND IT IS HEREBY DECREED that the following named water users and claimants to the waters of Little Butte Creek and its various tributaries are entitled to the issuance of certificates of water right determining, establishing and confirming their several rights to the use of the waters of Little Butte Creek, or tributary thereof, under which their names are hereafter listed as of the date of relative priority and to the amount of water in cubic feet per second of time continuous flow for the particular use or uses for which appropriations have been made by the hereinafter named claimants and hereby recognized and decreed, and if for irrigation of the number of acres through the ditch or ditches upon the lands or places of use of said claimants respectively as hereinafter described, as such date, amount, number of acres, use, ditch or ditches, and land or place of use are hereunder set forth in tabulated form opposite the respective names of said claimants, and that certificates of water right shall be used accordingly by the State Engineer of Oregon, to-wit:

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| 17213 | Medford Irr. Dist. & Rogue River Irr. Dist. (Successor to Rogue River Valley Canal Company, a corporation, Successor to Fish Lake Water Company, a corporation) Medford, Ore. (Proof 1082, Vol. 15) | Sept. 14, 1899 | 10.5 | 1470 | Irrigation | R. Rv. or Fish Lake Canal | North & South Forks of Little Butte Creek |

(Subject to rights of M. F. Hanley, under terms of stipulation of May 20, 1910. See paragraph 10, page 7, herein)

2 acres in NE¼SW¼ Section 14,
10 acres in NE¼NE¼ Section 15,
20 acres in SE¼NE¼ Section 18,
3 acres in SW¼NE¼
7 acres in NW¼SE¼ Section 19,
10 acres in NW¼NE¼ Section 30,
T. 36 S. R. 1 E.W.M.

18 acres in NE¼NE¼ Section 30,
T. 36 S. R. 2 E.W.M.

10.5 cfs / 1470 ac = 0.0071428 cfs/ac

6 acres in NE¼SE¼ Section 8,
4 acres in NW¼SW¼ Section 9,
20 acres in SE¼SE¼ Section 13
10 acres in NW¼NE¼ Section 16,

25° Ac. Trsf. Sp. Or. Vol. 12 p. 313 — 25 acres in SW¼SE¼
9° " " " " " " " — 25 acres in SE¼SE¼
10° " " " " " " " — 10 acres in SW¼SW¼
10° " " " " " " " — 10 acres in SE¼SW¼
5° " " " " " " " — 5 acres in SW¼SE¼ Section 20,
10 acres in SW¼SW¼ Section 21,
5 acres in NE¼SW¼
8 acres in NW¼SE¼ Section 23,

35° Ac. Trsf. Sp. Or. Vol. 12 p. 313 — 35 acres in NE¼NE¼
40° " " " " " " " — 40 acres in NW¼NE¼
16° " " " " " " " — 16 acres in SW¼NE¼
16° " " " " " " " — 16 acres in SE¼NE¼
117.94 " " " " " " " — 160 acres in the NW¼
44° " " " " " " " — 80 acres in N½SW¼
20 acres in SW¼SW¼
20 acres in SE¼SW¼ Section 29,
8 acres in NW¼NE¼
10 acres in SW¼NE¼
10 acres in NE¼SW¼
8 acres in NE¼NE¼ Section 30,
15 acres in SE¼SW¼ Section 32,
38 acres in NW¼NE¼
5 acres in NE¼NE¼
31 acres in SW¼NE¼
10 acres in SE¼SW¼ Section 33,
T. 36 S. R. 1 W. W.M.

10 acres in NW¼NE¼
8 acres in NE¼NW¼
2 acres in NW¼NW¼
10 acres in NW¼SW¼
10 acres in NE¼SW¼ Section 5,
10 acres in SE¼NE¼
20 acres in NE¼SE¼ Section 6,
10 acres in SE¼NE¼ Section 7,
10 acres in NW¼NW¼
25 acres in SE¼NW¼
5 acres in SW¼NW¼ Section 18,
10 acres in NW¼NW¼ Section 19,
T. 37 S. R. 1 W.W.M.

Medford Irrigation District
and Rogue River Irrigation
District
(Continued)

10 acres in $SE\frac{1}{4}NW\frac{1}{4}$
10 acres in $NW\frac{1}{4}NW\frac{1}{4}$
19 acres in $NW\frac{1}{4}SW\frac{1}{4}$
10 acres in $SE\frac{1}{4}SW\frac{1}{4}$
10 acres in $SW\frac{1}{4}SE\frac{1}{4}$
Section 1,
5 acres in $NE\frac{1}{4}NE\frac{1}{4}$
1 acre in $NE\frac{1}{4}SE\frac{1}{4}$
Section 2,
25 acres in $SW\frac{1}{4}NW\frac{1}{4}$
25 acres in $SE\frac{1}{4}NW\frac{1}{4}$
12 acres in $SW\frac{1}{4}NE\frac{1}{4}$
18 acres in $NW\frac{1}{4}SE\frac{1}{4}$
40 acres in $NE\frac{1}{4}SW\frac{1}{4}$
10 acres in $NW\frac{1}{4}SW\frac{1}{4}$
17 acres in $SE\frac{1}{4}SW\frac{1}{4}$
3 acres in $SW\frac{1}{4}SE\frac{1}{4}$
Section 11,
10 acres in $SW\frac{1}{4}SW\frac{1}{4}$
27 acres in $NW\frac{1}{4}NE\frac{1}{4}$
3 acres in $NE\frac{1}{4}NW\frac{1}{4}$
Section 12,
10 acres in $NE\frac{1}{4}NW\frac{1}{4}$
10 acres in $NW\frac{1}{4}SE\frac{1}{4}$
5 acres in $SW\frac{1}{4}SE\frac{1}{4}$
10 acres in $SE\frac{1}{4}SE\frac{1}{4}$
Section 13,
10 acres in $NW\frac{1}{4}NE\frac{1}{4}$
10 acres in $SE\frac{1}{4}NE\frac{1}{4}$
Section 14,
10 acres in $NE\frac{1}{4}NE\frac{1}{4}$
Section 24,
T. 37 S. R. 2 W.W.M.

15 acres in $SE\frac{1}{4}SW\frac{1}{4}$
5 acres in $NE\frac{1}{4}SW\frac{1}{4}$
Section 14,
10 acres in $NW\frac{1}{4}NE\frac{1}{4}$
Section 21,
40 acres in $NE\frac{1}{4}SE\frac{1}{4}$
10 acres in $NE\frac{1}{4}NW\frac{1}{4}$
Section 22,
10 acres in $NW\frac{1}{4}SW\frac{1}{4}$
10 acres in $SE\frac{1}{4}SW\frac{1}{4}$
20 acres in $NW\frac{1}{4}SE\frac{1}{4}$
20 acres in $NE\frac{1}{4}SW\frac{1}{4}$ SE¼ mc
10 acres in $SW\frac{1}{4}SE\frac{1}{4}$
Section 24,
10 acres in $SE\frac{1}{4}NE\frac{1}{4}$
5 acres in $NW\frac{1}{4}SE\frac{1}{4}$
5 acres in $NE\frac{1}{4}SE\frac{1}{4}$
10 acres in $NE\frac{1}{4}SW\frac{1}{4}$
10 acres in $NE\frac{1}{4}NW\frac{1}{4}$
Section 25,
40 acres in $NE\frac{1}{4}SW\frac{1}{4}$
3 acres in $SW\frac{1}{4}SW\frac{1}{4}$
Section 26,
7 acres in $SE\frac{1}{4}SE\frac{1}{4}$
Section 27,
10 acres in $NW\frac{1}{4}NW\frac{1}{4}$
10 acres in $SW\frac{1}{4}NW\frac{1}{4}$
10 acres in $NE\frac{1}{4}SW\frac{1}{4}$
10 acres in $NW\frac{1}{4}SE\frac{1}{4}$
10 acres in $SW\frac{1}{4}SE\frac{1}{4}$
Section 35,
T. 36 S. R. 2 W.W.M.

| | | | | | | | | |
|---|---|---|---|---|---|---|---|---|
| 17214 superseded by 31424 35277 42920 54243 | Seefield, Charles Lake Creek, Ore. (Proof 1123, Vol. 15) | Nov. 1906 | 0.30 | 12 | Irrigation, domestic and stock | Seefield | South fork of Little Butte Creek | ③ * 7.5 acres in NE¼NE¼<br>2 acres in NW¼NE¼<br>Section 10,<br>* * 2.5 acres in NW¼NW¼<br>Section 11,<br>T. 37 S. R. 2 E. W.M. |
| 17215 | Sidley, Michael, Jr. (Successor to Frank Ceol) Lake Creek, Ore. (Proof 1067, Vol. 15) | 1884 | 0.75 | 30 | Irrigation | Ceol, Daley or Rechter | No. Fk. of L. Butte Creek | 30 acres in SW¼NW¼<br>Section 21,<br>T. 36 S. R. 2 E.W.M. |
| | (Subject to terms of Court decree. See Paragraph 16, page 14, herein) | | | | | | | |
| 17216 | Sidley, Michael, Sr. Lake Creek, Ore. | 1896 | 0.30 | 12 | Irrigation | Rogue River Valley Canal Company Canal | South Fork of Little Butte Creek | 12 acres in NE¼NE¼<br>Section 30,<br>T. 36 S. R. 2 E.W.M. |
| | (Subject to agreement with Rogue River Valley Canal Company. See Paragraph 15, page 13, herein) | | | | | | | |
| 17217 | Smith, Phebe M. Ashland, Ore.<br>(Proof 1145, Vol. 15) | 1865 | 1.70 | 100 | Irrigation | Minnie Smith | Dead Indian Creek | 15 acres in NE¼NE¼<br>30 acres in SW¼NE¼<br>15 acres in SE¼NE¼<br>20 acres in NW¼SE¼<br>20 acres in SW¼SE¼<br>Section 10,<br>T. 38 S. R. 3 E.W.M. |
| 17218 | Spencer, Aden C. Ashland, Ore. (Proof 1128, Vol. 15) | 1904 | 0.90 | 50 | Irrigation | Spencer Ditches | West Branch of Dead Indian Creek | 11 acres in SW¼NE¼<br>5 acres in SE¼NE¼<br>9 acres in NE¼NW¼<br>5 acres in NW¼NW¼<br>20 acres in SE¼NW¼<br>Section 20,<br>T. 38 S. R. 3 E.W.M. |
| 48355 17219 | Terrill, Chas. E. Medford, Ore. (Proof 1130, Vol. 15)<br>Superseded by Cert. No. 35805<br>Trans. Rec. Or. V 11 p. 282 | 1863 | 0.86 | 34.5 | Irrigation, domestic and stock | Old Henry Brown | Little Butte Creek | 16 acres in SW¼NE¼<br>5 acres in NW¼SE¼<br>13 acres in NE¼SE¼<br>0.5 acre in SE¼NE¼<br>Section 10,<br>T. 36 S. R. 1 E.W.M. |
| | | 1890 | 0.22 | 8.6 | | | | 1 acre in SE¼NE¼<br>4 acres in NE¼SE¼<br>1 acre in NW¼SE¼<br>Section 10,<br>2.6 acres in NW¼SW¼<br>Section 11,<br>T. 36 S. R. 1 E.W.M. |
| 50905 45050 17220 66855 | Tonn, L. Lake Creek, Ore. (Proof 1132, Vol. 15) | 1882 | 0.30 | 12 | Irrigation | Tonn & Peck | South Fork of Little Butte Creek | 2 acres in NW¼NE¼<br>2 acres in SE¼NE¼<br>20 acres in NE¼NE¼<br>Section 4,<br>T. 37 S. R. 2 E.W.M. |
| T-7907 A POD | | 1904 | 0.30 | 12 | Irrigation | Tonn | | Ch. Pt. of Div. Sp. Or. Vol. 8 p. 44 |

RA

**Oregon Water Resources Department**
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271
(503) 986-0900
www.wrd.state.or.us

# Watermaster Review Form: Water Right Transfer

Transfer Application: T-10465 Review Due Date: 11/8/07

Applicant Name: Rogue River Valley Irrigation District

Proposed Changes: ☒ POU ☐ POD ☐ POA ☐ USE ☐ OTHER

Reviewer(s): Larry Menteer Date of Review: 11-01-07

1. Do you have information suggesting that the water rights may be subject to forfeiture? ☐ Yes ☒ No If "Yes", describe the information and indicate if you intend to file a cancellation affidavit or if you need additional time to determine if a cancellation affidavit should be filed: _____

2. Is there a history of regulation on the source that serves the right proposed for transfer that has involved the right and downstream water rights? ☐ Yes ☐ No Generally characterize the frequency of any regulation or explain why regulation has not occurred: _____

3. Check here if it appears that downstream water rights benefit from return flows resulting from the current use of the right? ☐ If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most: _____

4. Are there upstream water rights that would be affected by the proposed change? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected: _____

5. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach? ☐ If you check the box, describe and, if possible, estimate the losses: _____

6. Would distribution of water for the right after the proposed change result in regulation of other water rights that would not have occurred if use of the existing right was maximized? ☐ Yes ☒ No If "Yes", explain: _____

7. For POU changes, would the original place of use continue to receive water from the same source? ☐ Yes ☒ No ☐ N/A If "Yes", explain: _____

8. For POU or USE changes, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste? ☐ Yes ☒ No If "Yes", explain: _____

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9. Are there other issues not identified through the above questions? ☐ Yes ☒ No If "Yes", explain: _____

10. What alternatives may be available for addressing any issues identified above: _____

11. Have headgate notices been issued for the source that serves the right? ☒ Yes ☐ No

12. What water control and measurement conditions should be included in the transfer:

| | | | |
|---|---|---|---|
| **Measurement Devices** | ☒ Present and should be maintained. | ☐ Should be required prior to diverting water. | ☐ May be required in the future. |
| **Headgates** | ☒ Present and should be maintained. | ☐ Should be required prior to diverting water. | ☐ May be required in the future. |

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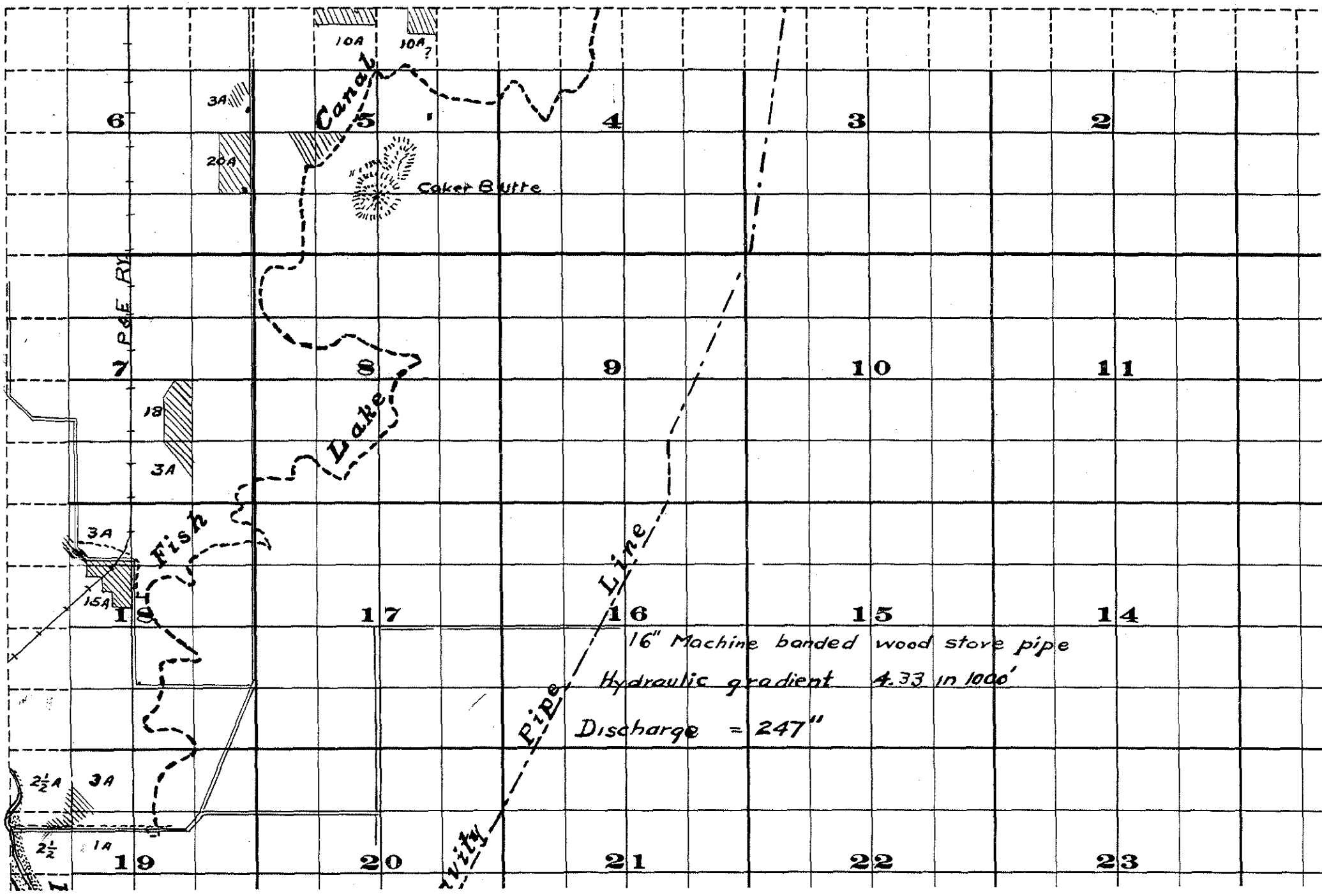
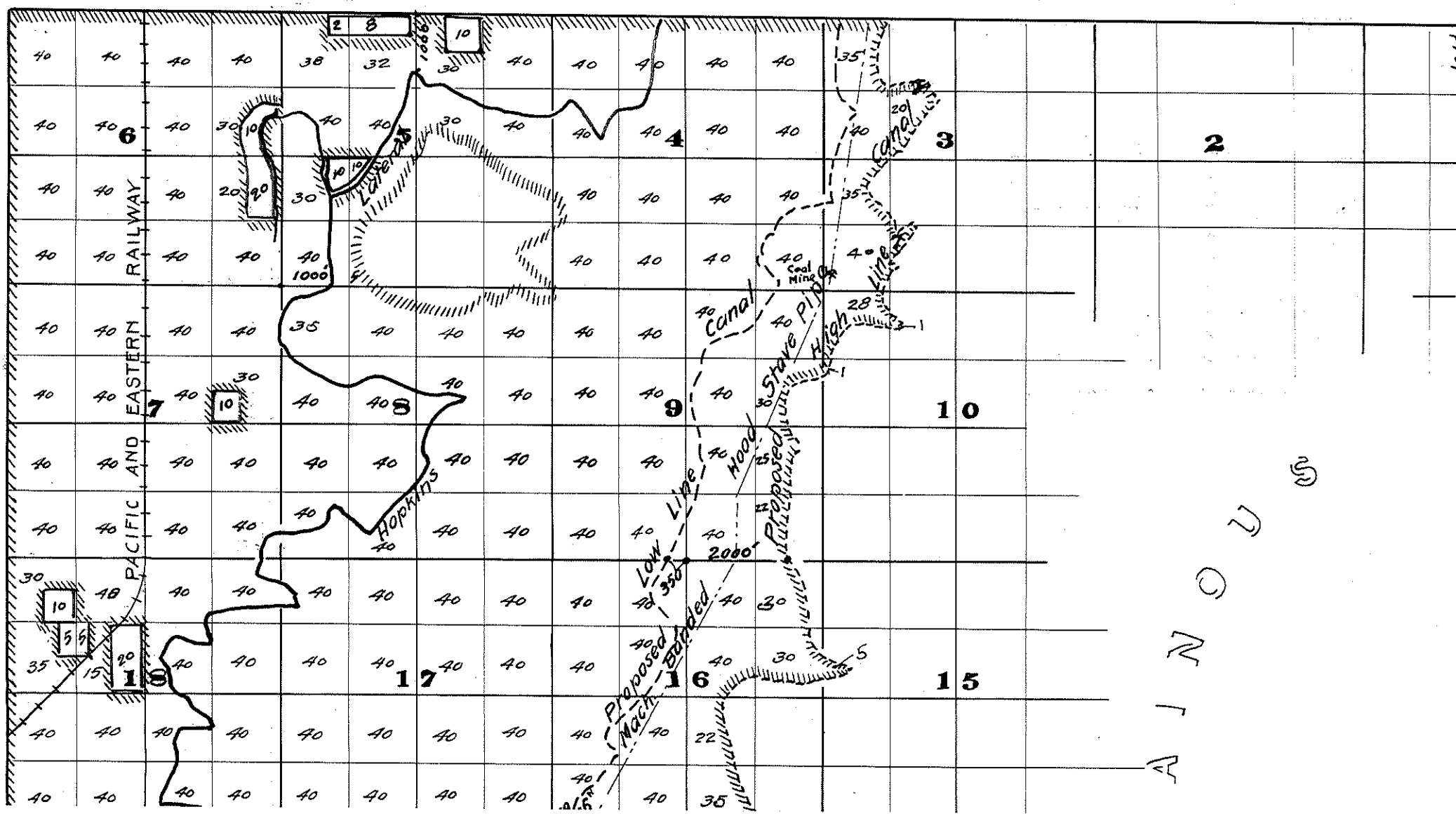
Little Butte Decree

# Township 37 S., Range 1 W.W.M.



*Enlargement Permit No.* **19**

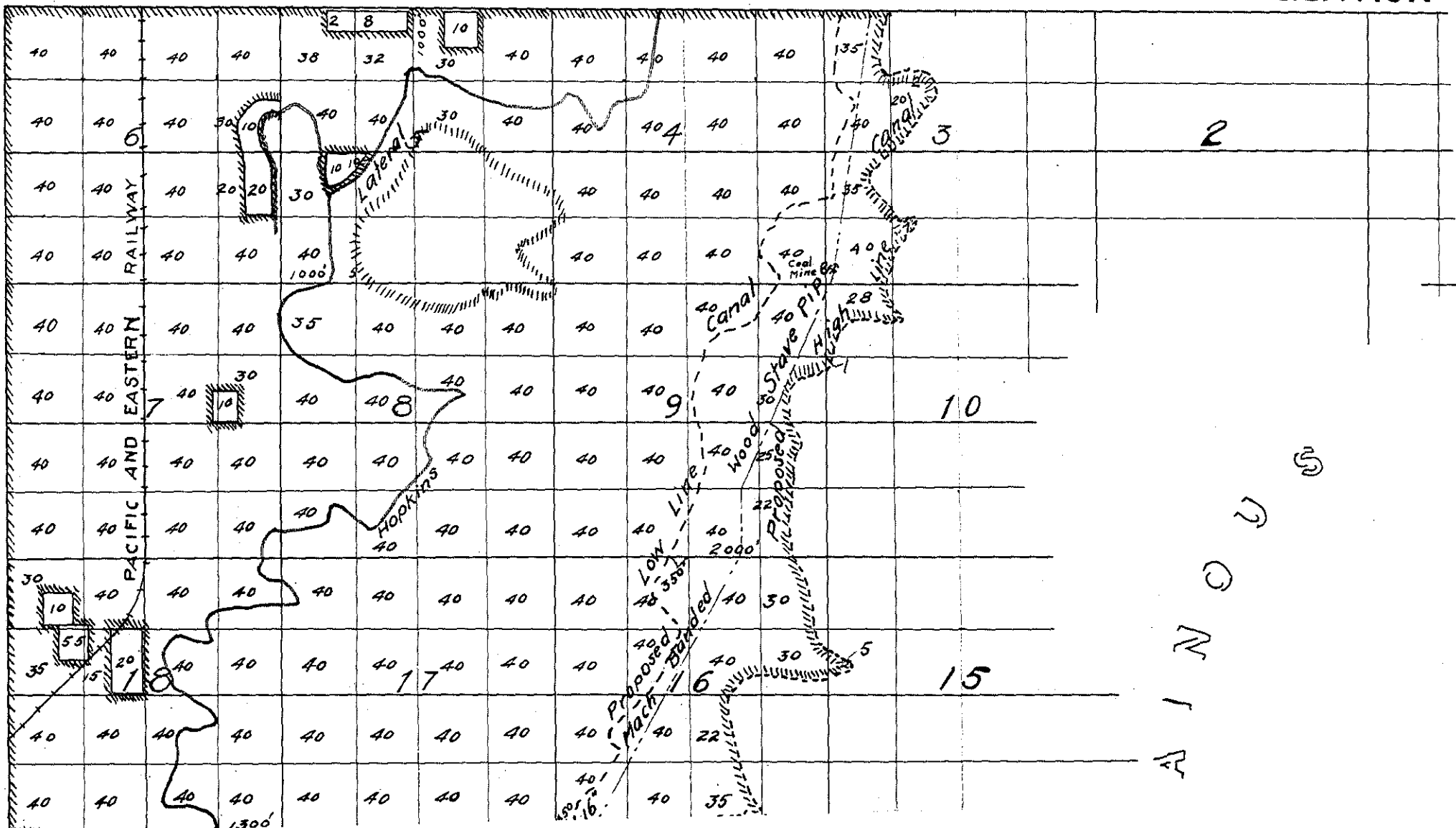
# Township 37 S., Range 1 W W M.

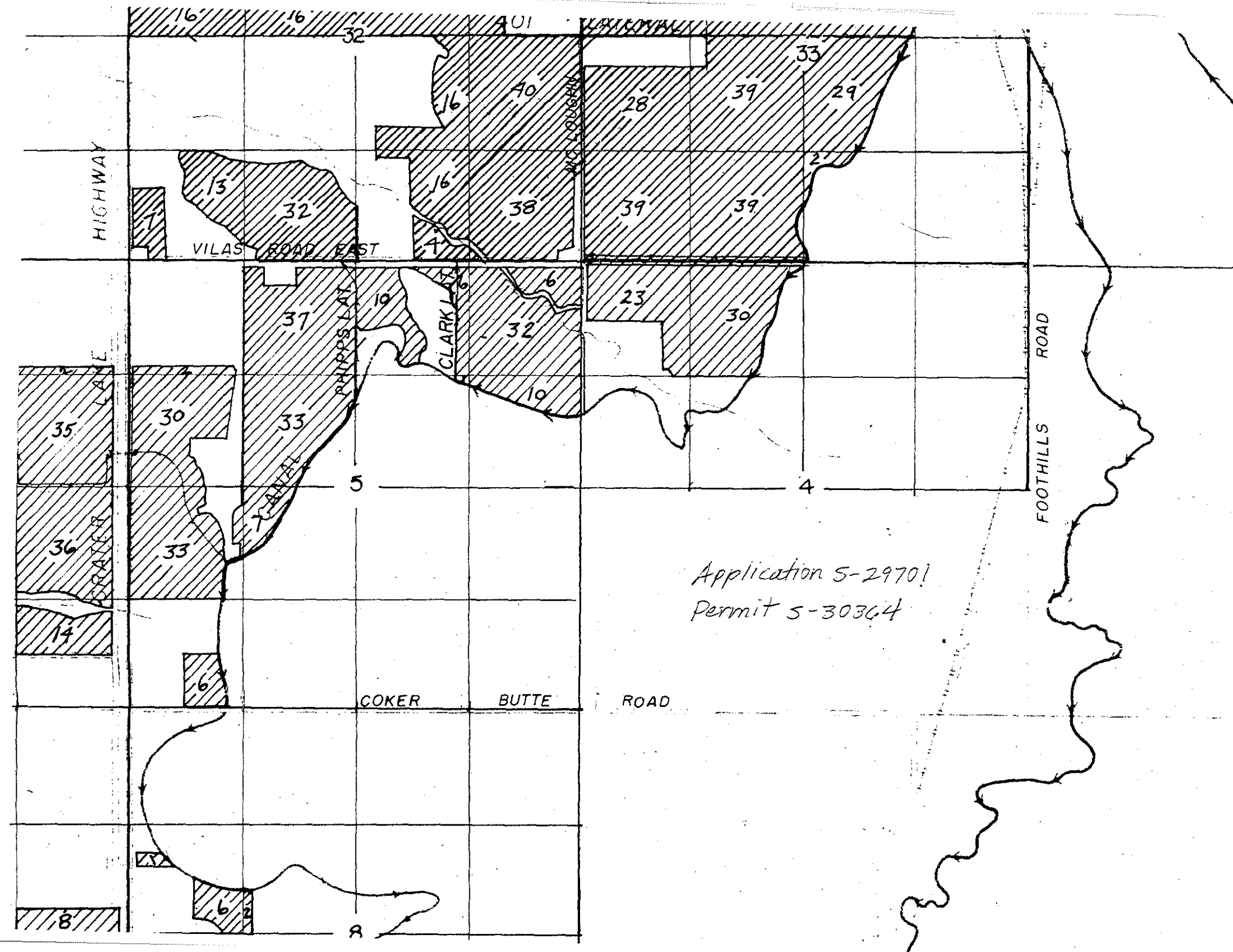


S-589 Permit S-~~400~~ 407

# Township 37 S., Range 1 W W M.

APPLICATION




HIGHWAY
VILAS ROAD EAST
CLARK LANE
RAPPS LANE
COKER BUTTE ROAD
FOOTHILLS ROAD
Application S-29701
Permit S-30364

# STATE OF OREGON
# WATER RESOURCES DEPARTMENT
# INTEROFFICE MEMO

DATE: November 19, 2007

TO: Transfer Application File T-10465

FROM: Laura Snedaker, Field Services

SUBJECT: Authorized uses for storage

I spoke with Ruth Page (Bureau of Reclamation) approximately a week ago regarding this application file. Ruth had been inquiring whether the application included the right to store water in Agate Reservoir (a BOR project) and, if not, whether it needed to be included.

This transfer application requests to change the character of use, place of use, and point of diversion for a portion several water rights including Certificate 80576. This certificate authorizes the appropriation of water from Agate Reservoir for irrigation use. The applicant would like to change a portion of this right to use stored water for municipal use.

This application does not include a request to change the character of use for stored water in the reservoir. Agate reservoir was constructed under permits R-4563 and R-6175 (cumulated in Certificate 79912). This reservoir right allows water to be stored for irrigation purposes only.

While it appears this reservoir right does not need to be included in the application, based on conversation with Doug Parrow, it should be pointed out to the applicant that they may have difficulty proving up on the change if the character of use for stored water in the reservoir is not also changed to include municipal use or simply to multi-purpose.

The BOR will be submitting comments indicating that they have concerns with the proposed modifications, considering that a request has not also been included to change the character of use on the reservoir right. They also indicated that the applicant has not come to them to request a change on the federal authorization of the stored water. Based on discussion with Ruth Page, it sounded like, if the applicant were to request the change to both the Department and the BOR, that it may be possible to accomplish the necessary change on the reservoir.

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MEDFORD IRRIGATION DISTRICT
1340 MEYERS LANE
MEDFORD, OREGON 97501

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the construction of FOUR MILE LAKE DAM, and the right to store the waters of FOURMILE CREEK and its tributaries in FOUR MILE LAKE within the KLAMATH Basin; and

confirms the construction of FISH LAKE DAM, and the right to store the waters of NORTH FORK LITTLE BUTTE CREEK, a tributary of LITTLE BUTTE CREEK; and to store the waters of FOUR MILE LAKE (through the CASCADE CANAL) in FISH LAKE, within the ROGUE RIVER Basin;

as appropriated under Permit 407 for IRRIGATION, DOMESTIC, MUNICIPAL AND MANUFACTURING USES.

The right to store these waters was perfected under Reservoir Permit R-50. The date of priority is MARCH 31, 1910. The amount of water entitled to be stored each year under this right is not more than 15,600 ACRE FEET IN FOUR MILE LAKE AND 7,900 ACRE-FEET IN FISH LAKE.

FOUR MILE LAKE is located as follows:

SECTIONS 31 & 32
TOWNSHIP 35 SOUTH, RANGE 5 EAST, W.M.

SECTIONS 4, 5, 6, 8, & 9
TOWNSHIP 36 SOUTH, RANGE 5 EAST, W.M.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

R 590

79911

FISH LAKE is located as follows:

SECTIONS 34 & 35
TOWNSHIP 36 SOUTH, RANGE 4 EAST, W.M.

SECTIONS 2, 3 & 4
TOWNSHIP 37 SOUTH, RANGE 4 EAST, W.M.

The right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.

WITNESS the signature of the Water Resources Director,

affixed February 20, 2003.

Paul R. Cleary

Recorded in State Record of Water Right Certificates numbered 79911.

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN ROAD
MEDFORD, OREGON 97501

confirms the right to use the waters of

FOUR MILE LAKE RESERVOIR, within the KLAMATH RIVER BASIN; and waters draining or flowing into the CASCADE CANAL; and FISH LAKE RESERVOIR, within the ROGUE RIVER BASIN; as constructed under Permit R-50; for SUPPLEMENTAL IRRIGATION OF 9753.4 ACRES.

This right was perfected under Permit 407. The date of priority is MARCH 31, 1910. This right is limited to 50 CUBIC FEET PER SECOND (CFS) INTO HOPKINS CANAL AT BRADSHAW DROP, or its equivalent in case of rotation, measured at the point of diversion from the source.

Water is conveyed from Four Mile Lake via the Cascade Canal, and held, and stored in Fish Lake. Water is rediverted and released into the North Fork Little Butte Creek, and is rediverted into the Main Canal shared by Rogue River Valley and Medford Irrigation Districts. At Bradshaw Drop the water is split between the Hopkins Canal and the Medford Canal.

This certificate, together with certificate numbered 80572 for irrigation within the Medford Irrigation District, and certificate numbered 80573 for manufacturing, confirms all water rights perfected under permit 407. Total diversions through the Main Canal from North Fork and South Fork of Little Butte Creek shall not exceed 140 CFS at any one time.

The points of diversion are located:
FOUR MILE LAKE DAM: 3600 FEET NORTH AND 4200 FEET EAST OF SW CORNER OF SECTION 9, being within SWNW OF SECTION 9, TOWNSHIP 36 SOUTH, RANGE 5 EAST, W.M.

FISH LAKE DAM : 4000 FEET SOUTH AND 600 FEET EAST OF NE CORNER OF SECTION 4, being within SESE OF SECTION 4, TOWNSHIP 37 SOUTH, RANGE 4 EAST, W.M.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

NORTH FORK LITTLE BUTTE CREEK: 40 FEET NORTH AND 620 FEET WEST FROM E 1/4 CORNER OF SECTION 20, being within the SENE OF SECTION 20, TOWNSHIP 36 SOUTH, RANGE 2 EAST, W.M.,

BRADSHAW DROP: SW1/4 SW1/4, SECTION 8, TOWNSHIP 36 SOUTH, RANGE 1 EAST, W.M.,

The amount of water used for irrigation 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 to which this right is appurtenant is as follows:

| | | | |
|---|---|---|---|
| NE¼ SW¼ | 34.7 | NE¼ SE¼ | 39.5 |
| NW¼ SW¼ | 40.0 | NW¼ SE¼ | 17.4 |
| SW¼ SW¼ | 23.6 | SE¼ SE¼ | 10.2 |
| SE¼ SW¼ | 25.8 | SECTION 15 | |
| NW¼ SE¼ | 9.7 | NE¼ NE¼ | 15.2 |
| SW¼ SE¼ | 1.6 | SECTION 16 | |
| SECTION 14 | | | |
| NE¼ NE¼ | 39.6 | NE¼ NW¼ | 2.6 |
| NW¼ NE¼ | 39.7 | NW¼ NW¼ | 1.7 |
| SW¼ NE¼ | 39.7 | SECTION 23 | |
| SE¼ NE¼ | 39.6 | | |
| NE¼ NW¼ | 39.0 | NW¼ NE¼ | 0.3 |
| NW¼ NW¼ | 37.5 | SECTION 24 | |
| SW¼ NW¼ | 7.9 | | |
| SE¼ NW¼ | 31.7 | | |

TOWNSHIP 37 SOUTH, RANGE 2 WEST, W.M.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate also confirms orders of the Water Resources Director approving permit amendments as follows:

T-7461 to amend the place of use for 32.4 acres of irrigation as recorded in Special Order Volume 50 Page 326.

T-8242 to amend the place of use for 10 acres of irrigation as recorded in Special Order Volume 53 Page 1148.

T-8086 to amend the place of use for 64.8 acres of irrigation as recorded in Special Order Volume 53 Page 1150.

WITNESS the signature of the Water Resources Director,

affixed January 28 2004..

Paul R. Cleary

Recorded in State Record of Water Right Certificates numbered 80571 .

# LETTER OF TRANSMITTAL

#10105-050

| TO: WRD | DATE: 9/15/08 | JOB NO.: T-10465 |
|---|---|---|
| | ATTENTION: Dorothy Pedersen | |
| | RE: | |
| | FROM: | |

**WE ARE SENDING YOU**

- ☐ Report
- ☐ Draft Report
- ☐ Copy of Report
- ☐ Figure(s)
- ☐ _____

- ☐ Attached
- ☐ Letter
- ☐ Draft Letter
- ☐ Copy of Letter
- ☐ Table(s)

- ☐ Under separate cover via _____
- ☐ Cost Estimate
- ☐ Master Services Agreement
- ☐ Work Order
- ☐ Change Order

| ORIGINALS | DATE | COPIES | DESCRIPTION |
|---|---|---|---|
| | | | back up information |
| | | | |
| | | | |

**THESE ARE TRANSMITTED as checked below:**

- ☐ For approval
- ☒ For your use
- ☐ As requested
- ☐ For review and comment
- ☐ For your signature and return
- ☐ Returning *EnviroLogic Resources* signed copy to you

**REMARKS**

**COPY TO: file -**

**SIGNED:** Nancy Eastham

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SALEM, OREGON

9-15-08

Dorothy

here is the back up info for T-10465 RRVID

1) General Reimbursement paper work
2) Transfer Maps ; misc ones
3) on-line ownership info
4) Platcard report
5) misc Notes, some older maps
6) Checklist, marked up xfer application /with maps/ land use etc....

* 7-12) Info for each certificate involved in the xfer

I have a copy of everything so if you have any questions just call

Thanks

Nancy

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sent to Dorothy Pederson (WRD) Please return by 11-8-07
+ Zarnowitz (ODFW)

# Oregon Department of Fish and Wildlife
## Water Right and Diversion Transfer Comment Form
***(ODFW provides to WRD so that WRD can make findings according to statutory requirements.)***

Reference Transfer #: 10465

***A. Please check box if you believe there is a potential for injury to an instream water right.***

☐ The Oregon Department of Fish and Wildlife (ODFW) believes this proposed transfer may injure an instream water right(s) on

_____, tributary to _____. Because,
(Stream)

_____

_____

_____

_____.

(Please attach any available supporting information.)

**Note:** This will prompt WRD to further evaluate and make a determination whether the transfer will injure an instream water right. *(WRD is the agency that makes the determination of injury to a water right, while ODFW's role is to raise concerns and to evaluate proposed mitigation and net benefit to the resource if WRD requests concurrence with injury to an instream water right.)*

***B. Please check <u>one</u> of the following four boxes related to requiring a fish screen and/or by-pass device pursuant to ORS 540.525 or 540.532:***

☒ 1. The new Point of Diversion (POD) requires a fish screening and/or by-pass device <u>and</u> is currently equipped with an appropriate fish screening and/or by-pass device.

**Note:** This option will yield the following:

<u>Finding of Fact:</u> *The Oregon Department of Fish and Wildlife has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is currently equipped with an appropriate fish screening and/or by-pass device.*

<u>Condition:</u> *The water user shall maintain and operate a fish screening and/or by-pass device, as appropriate, at the point of diversion consistent with the Oregon Department of Fish and Wildlife's operational and maintenance standards.*

☐ 2. The new Point of Diversion (POD) requires a fish screening and/or by-pass device prior to water being diverted. The diversion may be eligible for cost share assistance under ODFW's cost share program.

*Option 2 should generally be selected if listed fish species are present at the point of diversion and/or the originating water right diversion is currently screened. If Option 2 is*

* Please see attachment *

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*Please return all 4 pages to: Transfers Section, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271*

The electronic version of this form is available at: http://www1.wrd.state.or.us/msword/ODFWScreen.doc.



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*and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. This diversion may be eligible for screening cost share funds.*

Condition: *Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.*

☐ 3. The new Point of Diversion (POD) requires a fish screening and/or by-pass device. However, the diversion may be used for up to two years pending a determination of whether cost share assistance under ODFW's cost share program is available.

*If Option 3 is selected, provide contact information on the "Fish Screening and Passage Information" sheet. Except in extraordinary circumstances, Option 3 should **NOT** be checked if listed fish species are present at the point of diversion, the originating water right diversion is screened, cost-share funds are currently available, or the diversion is not eligible for ODFW's cost-share program. If extraordinary circumstances are present, please explain: _____*

**Note: This option will yield the following:**

Finding of Fact: *The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. Listed fish species are not present at the point of diversion, the originating water right diversion is not screened, cost-share funds are not currently available, and the proposed diversion may be eligible for ODFW's cost-share program. A grace period of two years is appropriate until such time as cost share funds become available to assist in the construction of a fish screening and/or by-pass device. If cost share funds do not become available, the water user must screen within the indicated time period regardless of the availability of cost share funding.*

Condition: *Within two years after the date of this order, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. The water user may withdraw water at the new point of diversion without screening or by-pass devices until two years after the date of this order. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.*

☐ 4. The new Point of Diversion (POD) does not currently require a fish screen and/or by-pass device, however, the permittee may be required in the future to install, maintain, and operate fish screening and/or by-pass devices.

**Note: This option will yield the following:**

Finding of Fact: *The Oregon Department of Fish and Wildlife has determined that a fish screening and/or by-pass device may be required in the future at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device.*

Condition: *Within one year after receiving written notification from the Oregon Department of Fish and Wildlife (ODFW) that a fish screening and/or by-pass device is required, the water user shall install a screening and/or by-pass device, as appropriate, at the new point of diversion. The fish screening and/or by-*

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*pass device must meet ODFW's design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screening and/or by-pass device meets ODFW's criteria. Once installed the water user shall maintain and operate the fish screening and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.*

Signature

Jay Doino
Printed Name

ODFW
Title

(541) 826-8774
Phone

Please see attachment for proposed special conditions for this particular transfer

cc: Jill Zarnowitz
ODFW

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**Importance:** High

Jay,

From discussions with WRD, it appears that Central Point isn't in a hurry to certificate prior to screening. The first proposal we discussed with WRD is the appropriate one to use for your comments. Below is the draft language that Debbie Colbert, WRD, proposed to Eagle Point. This would require them to put the water instream in a temporary lease until the screen was up to standards.

DRAFT LANGUAGE:

1) Instream lease L___ shall terminate on December 31, 2011, unless a termination provision is activated or the lease is renewed pursuant to OAR 690_077. For purposes of this transfer, any renewal of L___ that is approved without a lapse in the water rights being leased instream shall be viewed as a single lease that has not terminated.

2) Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards. This last sentence or something similar should be placed on the certificate.

3) The quantity of water diverted at the additional point of diversion, together with that diverted at the old point of diversion, shall not exceed

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the quantity of water lawfully available at the original point of diversion.

4) Prior to diverting water, 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 [Water Resources] Department prior to beginning construction and shall be installed under the general supervision of the Department.

Let me know if you have any questions.

*Jill*

Jill Zarnowitz
Water Policy Coordinator
Fish Division
Oregon Department of Fish and Wildlife
3406 Cherry Avenue NE
Salem, Oregon 97303
Tel. 503-947-6092
Fax 503-947-6070
jill.zarnowitz@state.or.us
www.dfw.state.or.us

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3

◄ Back ◄ New Search Map Display Mode

ownership
tax lot

## ASSESSMENT & PLANNING DETAILS

Account Details | Sales | Deed Card
Overlay Report | Permit Details | Tax Report

⊟ Account 1-046057-0

| | |
|---|---|
| Map & TaxLot | 371W05 900 pdf |
| Tax Code | 49-15 |
| Acreage | 79.00 |
| Zoning | EFU |
| Land Class | UNK 79.00 Ac |
| Property Class | 401 |
| Stat Class | 134 |
| Unit ID | 143701-1 |
| Maintenance Area | 6 |
| Neighborhood | 000 |
| Study Area | 12 |
| Account Status | ACTIVE |
| Tax Status | Assessable |
| Sub Type | NORMAL |
| Owner | COKER BUTTE DEVELOPMENT LLC<br>O'SIDE INDUSTRY LLC |
| Situs Address | 4502 CRATER LAKE AVE MEDFORD/COUNTY R |
| Mailing Address | COKER BUTTE DEVELOPMENT LLC ET AL C/O KIMMEL HOWARD<br>81 PINE CT<br><br>EAGLE POINT OR, 97524 |

⊟ 371W05 900 Totals 1 Imp

| | |
|---|---|
| Taxlot Acreage | 79.00 |

1-046057-0 Improvements

| | |
|---|---|
| Building # 1 | 1900 2400 SqFt Two story with basement |

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## SEARCH RESULTS

3 Records found for 371w05 600

Click to View Assessment & Planning Details for this account.

Click to view tax info for account 1-046054-7

| | |
|---|---|
| Owner | COKER BUTTE DEVELOPMENT LLC |
| | O'SIDE INDUSTRY LLC |
| Account # | 1-046054-7 |
| Map & TL | 371W05 600 pdf |
| Situs Address | 4692 CRATER LAKE AVE MEDFORD/COUNTY MS |
| Code Tax # | 49-15 1-046054-7 |
| Status | ACTIVE |

Record 1

Click to View Assessment & Planning Details for this account.

Click to view tax info for account 3-002658-4

| | |
|---|---|
| Owner | BIG BOYS DEVELOPMENT LLC |
| Account # | 3-002658-4 |
| Map & TL | 371W05 600 pdf |
| Situs Address | 4692 CRATER LAKE AVE MEDFORD/COUNTY MS |
| Code Tax # | 49-15 3-002658-4 |
| Status | ACTIVE |

Record 2

Click to View Assessment & Planning Details for this account.

| | |
|---|---|
| Owner | EARNEST ORCHARDS/PACKING CO |
| Account # | 3-009312-5 |
| Map & TL | 371W05 600 pdf |
| Situs Address | 4692 CRATER LAKE AVE MEDFORD/COUNTY MS |
| Status | ** PURGED ** |

Record 3

Create mailing labels.

Search took 0 seconds.

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4

page 1

# Water Rights Platcard Report

Plat card

**Meridian:** WILLAMETTE **Township:** 37 South **Range:** 1 West **Section:** 5 **Records per Page:** 10 Search

| | Water Right | Changing Xfers | Priority | Use | Use Status | DLC | Gov't Lot | QQ(40): / Q(160): | NE NE | NW NE | SW NE | SE NE | NE NW | NW NW | SW NW | SE NW | NE SW | NW SW | SW SW | SE SW | NE SE | NW SE | SW SE | SE SE | Unkown QQ |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Select | **App:S 81380 DN**<br>Additional Info:<br>MEDFORD IRRIGATION DISTRICT<br>App: S81380 | | 7/22/1996 | FROST PROTECTION (Suppl'mtl) | **DN** | | | | ~~40~~ | ~~40~~ | | ~~40~~ | ~~40~~ | ~~40~~ | ~~40~~ | ~~40~~ | ~~10~~ | ~~40~~ | ~~40~~ | ~~5~~ | | | | | |
| Select | **Cert:80573 OR CF CN**<br>Additional Info:<br>ROGUE RIVER VALLEY IRRIGATION DISTRICT<br>App: S589<br>Permit: S407<br>Cert: 80573 | T9973 | 3/31/1910 | INDUSTRIAL/MANUFACTURING USES | **CN** | | | | * | * | * | * | * | * | * | * | * | * | * | * | * | * | * | * | |
| Select | **Cert:81635 RR ***<br>Additional Info:<br>ROGUE RIVER VALLEY IRRIGATION DISTRICT<br>App: S589<br>Permit: S407<br>Cert: 81635 | T10527 | 3/31/1910 | INDUSTRIAL/MANUFACTURING USES | | | | | * | * | * | * | * | * | * | * | * | * | * | * | * | * | * | * | |
| Select | **Cert:17213 OR ***<br>Additional Info:<br>MEDFORD & ROGUE RIVER VALLEY I D S<br>Cert: 17213 | IL31, H134 | 9/14/1899 | IRRIGATION | | | | | | 10 | | | 8 | 2 | | | 10 | 10 | | | | | | | |
| Select | **Cert:80567 RR *** of 17213<br>Additional Info:<br>MEDFORD IRRIGATION DISTRICT<br>Cert: 80567 | IL863, T10465 | 9/14/1899 | IRRIGATION | | | | | | 10 | | | 8 | 2 | | | 10 | 10 | | | SITE | | | | |
| Select | **Cert:80566 CF ***<br>Additional Info:<br>ROGUE RIVER VALLEY IRRIGATION DISTRICT<br>Cert: 80566 | IL863, T10465 | 9/14/1899 | IRRIGATION | | | | | | | | | | | 17 | | | | | SITE | | | | | |
| Select | **Cert:80570 CF CN**<br>Additional Info:<br>MEDFORD IRRIGATION DISTRICT<br>App: E194<br>Permit: E19<br>Cert: 80570 | T10120, IL864, IL850, IL851, IL854, IL861, IL756, IL757, IL770, IL771, IL783, T10054 | 7/23/1909 | IRRIGATION | **CN** | | | | | | | | | | | | | | | | ~~10.2~~ | ~~0.7~~ | ~~24.9~~ | ~~35.9~~ | |
| Select | **Cert:80569 CF ***<br>Additional Info:<br>ROGUE RIVER VALLEY IRRIGATION DISTRICT<br>App: E194<br>Cert: 80569 | IL862, IL863, T10465, IL759, IL766, IL767 | 7/23/1909 | IRRIGATION | | | | | 37.9 | 27.9 | 27.6 | 36.2 | 30.8 | 17.9 | 18 | 37.7 | 16.1 | 26.1 | ~~4.9~~ | | 2.1 | | | | |
| Select | **Cert:83381 RR ***<br>Additional Info:<br>MEDFORD IRRIGATION DISTRICT<br>App: E194<br>Permit: E19<br>Cert: 83381 | T10519, T10294, IL889 | 7/23/1909 | IRRIGATION | | | | | | | | | | | | | | | | | 10.2 | 0.7 | 24.9 | 35.9 | |
| Select | **App:P 79994 *** | | 1/4/1995 | LIVESTOCK | | | | | | | | | | | | | | | | | | | * | | |

I think these are same lands - Should not be on 17213

SITE

SITE

SITE

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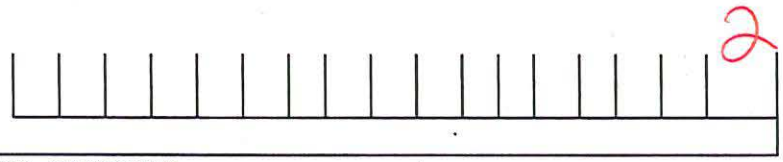
Additional Info:
DAVID N DOW JR
App: P79994




Acreage Legend: 12.25 Regular acreage | ~~12.25~~ Acreage is on a canceled right | (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) | [12.25] Acreage has been suspended | * Acreage is not specified

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# Water Rights Platcard Report

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**Meridian:** WILLAMETTE **Township:** 37 South **Range:** 1 West **Section:** 5 **Records per Page:** 10 Search

| | Water Right | Changing Xfers | Priority | Use | Use Status | DLC | Gov't Lot | QQ(40): NE NE | NW NE | SW NE | SE NE | NE NW | NW NW | SW NW | SE NW | NE SW | NW SW | SW SW | SE SW | NE SE | NW SE | SW SE | SE SE | Unknown QQ |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Select | **App:S 81380 DN**<br>Additional Info:<br>MEDFORD IRRIGATION DISTRICT<br>App: S81380 | | 7/22/1996 | TEMPERATURE CONTROL | **DN** | | | ~~40~~ | ~~40~~ | | ~~40~~ | ~~40~~ | ~~40~~ | ~~40~~ | ~~40~~ | ~~10~~ | ~~40~~ | ~~40~~ | ~~5~~ | | | | | |
| Select | **Cert:65708 OR ***<br>Additional Info:<br>EDWARD W EARNEST<br>App: R59306<br>Permit: R8144<br>Cert: 65708 | | 9/6/1979 | TEMPERATURE CONTROL | | | | | | | | | | * | | | | | | | | | | |
| Select | **Cert:65709 OR ***<br>Additional Info:<br>EDWARD W EARNEST<br>App: S59307<br>Permit: S44916<br>Cert: 65709 | | 9/6/1979 | TEMPERATURE CONTROL | | | | | | | | | | 26.2 | 40 | | 6.4 | | | | | | | |
| Select | **Cert:65713 OR ***<br>Additional Info:<br>EDWARD W EARNEST<br>App: S60407<br>Permit: S45723<br>Cert: 65713 | | 7/25/1980 | TEMPERATURE CONTROL | | | | | | | | | | | | 28.5 | 31.6 | | | | | | | |
| Select | **Cert:67525 OR ***<br>Additional Info:<br>ASSOCIATED FRUIT CO.<br>App: R69005<br>Permit: R10830<br>Cert: 67525 | | 1/28/1987 | TEMPERATURE CONTROL | | | | | | | * | | | | | | | | | | | | | |
| Select | **Cert:67526 OR ***<br>Additional Info:<br>ASSOCIATED FRUIT CO.<br>App: S69006<br>Permit: S50022<br>Cert: 67526 | | 1/28/1987 | TEMPERATURE CONTROL | | | | | | 0.95 | 12.25 | | | | | | | | | | | | | |

Some of same lands diff use

1 2 3

Acreage Legend: 12.25 Regular acreage ~~12.25~~ Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended * Acreage is not specified

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4

# Water Rights Platcard Report

**Meridian:** WILLAMETTE **Township:** 37 South **Range:** 1 West **Section:** 5 **Records per Page:** 10 Search

| | Water Right | Changing Xfers | Priority | Use | Use Status | DLC | Gov't Lot | QQ(40): NE NE | NW NE | SW NE | SE NE | NE NW | NW NW | SW NW | SE NW | NE SW | NW SW | SW SW | SE SW | NE SE | NW SE | SW SE | SE SE | Unkown QQ |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Select | **Permit:S 23210 *** <br> Additional Info: <br> CITY OF MEDFORD <br> App: S29527 <br> Permit: S23210 | | 10/22/1954 | MUNICIPAL USES | | | | * | * | * | * | * | * | * | * | * | * | * | * | * | * | * | * | |
| Select | **Cert:53323 OR *** <br> Additional Info: <br> CITY OF MEDFORD <br> App: S10119 <br> Permit: S6704 <br> Cert: 53323 | | 8/21/1915 | MUNICIPAL USES | | | | | | | | | * | | | | | * | | | | | | |
| Select | **Cert:65712 OR *** <br> Additional Info: <br> EDWARD W EARNEST <br> App: R60406 <br> Permit: R8265 <br> Cert: 65712 | | 7/25/1980 | STORAGE | | | | | | | | | | | | | * | | | | | | | |
| Select | **Cert:80572 CF CN** <br> Additional Info: <br> MEDFORD IRRIGATION DISTRICT <br> App: S589 <br> Permit: S407 <br> Cert: 80572 | IL850, IL851, IL854, IL861, IL756, IL757, IL770, IL771, IL783, T10054, T10120 | 3/31/1910 | SUPPLEMENTAL IRRIGATION (Suppl'mtl) | CN | | | | | | | | | | | | | | | ~~10.2~~ | ~~0.7~~ | ~~24.9~~ | ~~35.9~~ | |
| Select | **Cert:80571 CF *** <br> Additional Info: <br> ROGUE RIVER VALLEY IRRIGATION DISTRICT <br> App: S589 <br> Permit: S407 <br> Cert: 80571 | IL862, IL863, T10465, IL759, IL766, IL767 | 3/31/1910 | SUPPLEMENTAL IRRIGATION (Suppl'mtl) | | | | 37.9 | 37.9 | 27.6 | 36.2 | 38.8 | 19.9 | 35 | 37.7 | 26.1 | 36.1 | 4.9 | | 2.1 | | | | |
| Select | **Cert:80574 CF *** <br> Additional Info: <br> ROGUE RIVER VALLEY IRRIGATION DISTRICT <br> App: S3036 <br> Permit: S1705 <br> Cert: 80574 | T10465, IL759, IL766, IL767 | 6/24/1913 | SUPPLEMENTAL IRRIGATION (Suppl'mtl) | | | | 37.9 | 37.9 | 27.6 | 36.2 | 38.8 | 19.9 | 35 | 37.7 | 26.1 | 36.1 | 4.9 | | 2.1 | | | | |
| Select | **Cert:80576 CF *** <br> Additional Info: <br> ROGUE RIVER VALLEY IRRIGATION DISTRICT <br> App: S29701 <br> Permit: S30364 <br> Cert: 80576 | T10465, IL759, IL766, IL767 | 9/6/1915 | SUPPLEMENTAL IRRIGATION (Suppl'mtl) | | | | 37.9 | 37.9 | 27.6 | 36.2 | 38.8 | 19.9 | 35 | 37.7 | 26.1 | 36.1 | 4.9 | | 2.1 | | | | |
| Select | **Cert:80569 CF *** <br> Additional Info: <br> ROGUE RIVER VALLEY IRRIGATION DISTRICT <br> App: E194 <br> Cert: 80569 | IL862, IL863, T10465, IL759, IL766, IL767 | 7/23/1909 | SUPPLEMENTAL IRRIGATION (Suppl'mtl) | | | | | 10 | | | 8 | 2 | 17 | | 10 | 10 | | | | | | | | |

SITE
SITE
SITE
SITE

possible conflict

| | | | | | | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Select **Permit:S 25915 *** <br> Additional Info: <br> TALENT IRRIGATION DISTRICT <br> App: S28535 <br> Permit: S25915 | T10294, T10277, IL683, IL766, IL860, T10485 | | SUPPLEMENTAL IRRIGATION (Suppl'mtl) | 40 | 5 | 4 | 18 | 28 | 5 | 6 | 32 | 8 | 25 | | | 6 | 11 | 29 | 32 | |
| Select **Cert:83383 RR *** <br> Additional Info: <br> MEDFORD IRRIGATION DISTRICT <br> App: S589 <br> Permit: S407 <br> Cert: 83383 | T10519, T10294, IL889 | 3/31/1910 | SUPPLEMENTAL IRRIGATION (Suppl'mtl) | | | | | | | | | | | | | 10.2 | 0.7 | 24.9 | 35.9 | |
| | | | | | | | | 1 2 3 | | | | | | | | | | | | |

ME NW SW

Acreage Legend: 12.25 Regular acreage; ~~12.25~~ Acreage is on a canceled right; (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate); [12.25] Acreage has been suspended; * Acreage is not specified

no map available

Talent gave permission

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(5)

Cert 80571 3-31-1910

SUPPL IRRIG

1. Add POU
2. ONLY PORTION Medford Irr. Dist
3. Muni (from IRR)

Sources used now

1. 4 mile lake ✓
2. Cascade Canal ✓
3. Fish Lake ✓
4. NF Little Butte Cr
5. Bradshaw Drop

using POD lower off of Bradshaw canal

* Seems to be a problem

* Suppl to Muni seems to be problem
* Season of use
* MID - OK
* Water master review
* Return flows from canals OK ROGUE

DRY CREEK

ANTELOPE CREEK

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80569 July 23 1909

80569 26.1 in NWSW is primary for 80571

* 80569 NE SW 10.0 acre suppl is same partial acreage as 80571 suppl (total 16.1)

* 80569 ~~SW~~ NW 14.8 suppl is same also part of 80571 suppl in that 1/4 1/4

80569 1st in SE NW is suppl 805

80569 1st in SW NW is suppl 805

Moving from Butte Creek PODs to MWC POD

* impact of suppl from diff source but moving all POD to have suppl from same POD although not diff source

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4 mile 3/31/10 | Fish Lake 3/31/10 | Cascade 3/31/10 | N Fork 7/23/09 | S Fork 7/23/09 | Antelope 1913 | Agate/Dry 191

SW NW
(35 in 4 4 1/4)

80571 32.8 Suppl ✓ ✓ ✓
80569 18.0* Pri is a subset of 32.8 ✓ ✓
80569 14.8 Suppl ✓ ✓
80566 14.8 D (same 14.8?) > same source 9/14/99 9/14/99 ✓ ✓
80574 32.8 Suppl (only list 5.8) same as 80571 lands ✓
80576 32.8 Suppl ✓

SE NW
80574 37.7 Suppl ✓
80576 37.7 Suppl ✓
80569 37.7 Pr ✓ ✓
80571 37.7 Supp ✓ ✓ ✓

NE SW
80571 26.1 Suppl ✓ ✓ ✓
80569 16.1 P ✓ ✓
80569 10.0* Suppl (subset of 26.1) ✓ ✓
80567 10.0 primary 9/14/99 ✓ ✓
80574 26.1 Suppl ✓
80576 26.1 ✓

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NW SW
80571 31.3 Supp ✓ ✓ ✓
80569 26.1 Primary ✓ ✓
80569 5.2 (subset of above) ✓ ✓
80567 5.2 primary to ↑ ✓ ✓ 9.14.99
80574 31.3 Suppl ✓
80576 31.3 ✓

80566 (additional POD only portion) 9·14·1899
source N & S Fork Little B Creek (same as 80569)

these 14.8
Primary & Suppl have same source

80567 additional 9·14·1899 Primary
Source N & S Fork Little Butte Creek
primary & Suppl have same source

80574 Additional/portion 6·24·1913
(1205)
Suppl source Antelope Creek
stacked suppl from diff sources

80576 Additional Suppl 9·14·1915 Agate Reservoir/Dry Creek
30304
38230

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37S 1W

# MAPS

| | | | | |
|---|---|---|---|---|
| | from | | | |
| 805666 | 17213 | Little Butte Decree | | |
| 805667 | 17213 | Little Butte Decree | | |
| 805669 | ( | cannot view map | | |
| 805714 (permit 1705) | | | | |
| 805716 | 30304/35230 | 30364 permit map | | |
| 805711 | 407 | Permit map | ✓SW NW<br>✓SE NW | NE SW ?<br>NW SW ? |

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**Nancy**

**From:** "Dorothy Pedersen" <pedersdi@wrd.state.or.us>
**To:** "Nancy" <nancyesmith@h2ogeo.com>
**Sent:** Wednesday, August 27, 2008 5:39 PM
**Subject:** RE: T-10465 map updates

Hi Nancy,

Yes, I'd like you to revise the DPD to drop Certificate 80576, if you have the time left. I'll send your highlighted scan of the maps on to the CWRE/applicant/agent for some explanation. I'm also reminding them that we need the explanation of how to exercise the rights for municipal use without enlarging them.

It looks like we still have a few things to work out, but we are close to getting out the DPD. I appreciate your careful review of these materials.

Dorothy

-----Original Message-----
From: Nancy [mailto:nancyesmith@h2ogeo.com]
Sent: Wednesday, August 27, 2008 12:08 PM
To: Dorothy Pedersen
Subject: Re: T-10465 map updates

Dorothy,

I have attached the new and old map with discrepencies high-lighted. Not sure what happened but seems odd that the areas changed and the acerage didn't! Not sure how much you want to worry about it.

I also attached the additional info letter and noted how issues were addressed. The truth is most of the info is with WRD and the enlargement issue is still pending. I reviewed the title attachment and it does mention water rights; not sure of terminology but appears that Naumes did maintain the right.

Not sure how we stand on hours; if you need me to revise the DPD to drop 80576 I will check if there are hours left.

Nancy

----- Original Message -----
From: "Dorothy Pedersen" <pedersdi@wrd.state.or.us>
To: "Nancy" <nancyesmith@h2ogeo.com>
Sent: Monday, August 25, 2008 3:22 PM
Subject: FW: T-10465 map updates

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SALEM, OREGON

Hi Nancy,

The attached information came in for T-10465 in response to the February 26,
2008 letter. Let me know if everything is now in order to issue the draft
preliminary determination.

Thanks,
Dorothy

-----Original Message-----
From: Herb Farber [mailto:herb@farbersurveying.com]
Sent: Thursday, August 21, 2008 8:05 AM
To: Dorothy Pedersen
Cc: Hollie Cannon; Justin Gericke; MNaumes@naumes.com; bobp@ci.central-point.or.us
Subject: T-10465 map updates

Good morning,

Attached are the electronic copies of the original maps and copies placed in
today's mail. It is my understanding that this is being processed under the
receipts authority and these need to be forwarded to the contractor doing
the work.

Also attached is a copy of the cover letter also in today's mail.

Please contact us if you need anything else.

Thanks,

Herb

Farber Surveying
431 Oak Street
Central Point Oregon 97502

Phone 541-664-5599
Fax 541-664-5603

www.farbersurveying.com

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JORDAN SCHRADER
ATTORNEYS AT LAW

JORDAN SCHRADER RAMIS PC

VIA E-MAIL & FIRST CLASS MAIL

August 21, 2008

Dorothy Pedersen
Oregon Water Resources Department
725 Summer St NE Ste A
Salem OR 97301-1266

Re: **Rogue River Valley Irrigation District – General**
**T-10465**
Our File No. 48038-34461

Dear Dorothy:


**JUSTIN D. GERICKE**

*Admitted In:*
Oregon

*Direct Dial*
(503) 598-5586

*E-mail*
justin.gericke@jordanschrader.com


This letter is to update you on the status of items requested in your letter of February 26, 2008 in the above-referenced matter. Your letter indicated several items that need to be resolved before further processing of T-10465 can occur. This letter outlines the status of the items outlined in your letter.

1. **Medford Irrigation District.** On April 14, 2008, we forwarded a copy of a letter from Carol Bradford, District Manager for Medford Irrigation District, consenting to Transfer T-10465.

2. **Bureau of Reclamation.** The District has determined to remove Certificate 80576 from consideration in the requested transfer. Thus, no further action is necessary regarding Certificate 79912 as requested in your letter. Revised maps reflecting this change have been submitted to OWRD.

3. **Talent Irrigation District.** On April 14, 2008, we forwarded a copy of a letter from Jim Pendleton, Manager of Talent Irrigation District, consenting to Transfer T-10465.

4. **Primary/Supplemental Rights Issue.** The District will continue to work with OWRD staff to determine an appropriate methodology to ensure that enlargement does not occur.

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48038-34461 1441164.doc/DRT:8/21/08

5. **Transfer Map.** Revised maps have been submitted to OWRD that correct the error identified in your letter and reflect the removal of Certificate 80576. didn't service area is OCB

6. **Ownership issue.** As discussed in your February 29, 2008 e-mail to Hollie Cannon, Ex. B of the statutory warranty deed submitted with the T-10465 Application reserves the interest in the water rights to Naumes Properties LLC. It is our understanding that this resolved the ownership issue. I guess... language may mean that

Please call with any questions you may have.

Regards,

JORDAN SCHRADER RAMIS PC

Justin D. Gericke

cc: Rogue River Valley Irrigation District
Hollie Cannon, Water Rights Solutions, LLC

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**Nancy**

**From:** "Dorothy Pedersen" <pedersdi@wrd.state.or.us>
**To:** "Nancy" <nancyesmith@h2ogeo.com>
**Sent:** Monday, August 25, 2008 3:22 PM
**Attach:** ltr owrd 082108.pdf; phipps c supp map 8-08.pdf; cof cp ugb map.pdf; 10465-response to defic letter.pdf
**Subject:** FW: T-10465 map updates

Hi Nancy,

The attached information came in for T-10465 in response to the February 26, 2008 letter. Let me know if everything is now in order to issue the draft preliminary determination.

Thanks,
Dorothy

-----Original Message-----
From: Herb Farber [mailto:herb@farbersurveying.com]
Sent: Thursday, August 21, 2008 8:05 AM
To: Dorothy Pedersen
Cc: Hollie Cannon; Justin Gericke; MNaumes@naumes.com; bobp@ci.central-point.or.us
Subject: T-10465 map updates

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Please contact us if you need anything else.

Thanks,

Herb

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Phone 541-664-5599
Fax 541-664-5603

www.farbersurveying.com

8/22/2008
- reviewed info as attached
- some info w/ WRD
- WRD is still to work on enlargement issue
- Map 2 of 4 was resubmitted to take off 80576 but now acreage area shading is diff so acreage should be diff but it isn't

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February 26, 2008

Rogue River Valley Irrigation District
3139 Merriman Road
Medford, Oregon 97501

REFERENCE: Transfer T-10465

We are examining your water right transfer application. There are several issues the Water Resources Department wanted to bring to your attention and some items that need to be resolved before we can continue processing your application.

1. Certificates 79911 and 80567 are in the name of Medford Irrigation District as well as Rogue River Valley Irrigation District. Please submit a signed letter from Medford Irrigation District consenting to the transfer of these rights. per letter WRD has 08/21/08

2. Please note that the Bureau of Reclamation submitted comments (copy enclosed). Although the water under Certificate 80576 is eligible for transfer, the source of that water (Agate Reservoir) may not be, without a change in character of use for the storage right (Certificate 79912). Certificate 79912, though held in the name of RRVID, is Bureau of Reclamation project water and the use of the stored water is limited to irrigation. In order to prove up on the change in character of use under Certificate 80576, the storage right (Certificate 79912) will also need to have a character of use change to allow for municipal use (or "multiple purposes") and you will need to ensure that contracts with the Bureau of Reclamation are in place to allow the municipal use. Please discuss this with the Bureau and advise us whether you wish to amend the transfer to include a change in character of use for Certificate 79912 or remove the supplemental stored water right Certificate 80576 from the transfer application. ate 80576 removed OK'

3. The transfer application notes: "Permit S-25915 lists this property in the place of use. The source of water for this permit is the water supply developed by the Bureau of Reclamation for the Talent Division of the Rogue River Project. The sources of water listed on this permit cannot be delivered to this property. The proof survey for S-25915 will not list this property as having used water from this source." This permit is held by Talent Irrigation District. Please submit a letter from Talent Irrigation District consenting to the transfer and acknowledging this effect on their permit. per 8/21/08 letter WRD has

4. The face values of primary and supplemental rights appurtenant to the same land are not additive to the extent that they would exceed the allowed rate and duty of the primary right. Beneficial use under the supplemental rights is limited to making up a deficiency in supply for the more senior rights on the land. Note that as proposed, the rights will still be limited to the irrigation season and the total volume allowed under each combination of primary and supplemental rights will need to be limited to what could have been beneficially used under the primary right on those lands. Please propose how you will limit the supplemental and primary rights to prevent enlargement as they are converted to municipal use. working on

5. The transfer map showing the "to lands" appears to have several sections mislabeled. We have assumed that the identifier "12, 35, 13, 36, 1, 2" are incorrect and the intent was to identify Sections 11, 12, 13 in the vicinity of T37S, R2W. If you choose to submit a revised map, please label the range of the "to lands" and clarify whether the "Area of Municipal Coverage" identifies the service area boundary for the City of Central Point, the city limits or the urban growth boundary. corrected labels still unclear if City or UGB - but land use says has right to serve outside city.

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6. Jackson County on-line assessment record indicate there are other owners of the "from" properties besides Naumes Properties LLC. Therefore, when you submit a current report of ownership and lien information (due following issuance of the T-10465 draft Preliminary Determination), be aware that you will need to submit signed, notarized statements from all landowners indicating consent to the transfer and copies of notices you have sent to any identified lien holders. there is some language - I am not familiar w/ terms but appears Naumes held water rights.

Please submit the letters of consent from the other irrigation districts, statement of whether you wish to amend the application to include Certificate 79912 or remove Certificate 80576, statement addressing limitations to prevent enlargement of the supplemental rights, and revisions to the map **by April 15, 2008** to Dorothy Pedersen, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271. If you have any questions, please call me at 503-986-0890.

Sincerely,

Dorothy I. Pedersen
Water Rights Transfer Specialist

cc: Larry Menteer, Watermaster, District 13
Herbert Farber, CWRE
Steve Shropshire, agent for the applicant
E. Gail McGarry, Bureau of Reclamation

enclosures

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# United States Department of the Interior

BUREAU OF RECLAMATION
Pacific Northwest Region
1150 North Curtis Road, Suite 100
Boise, Idaho 83706-1234

TAKE PRIDE IN AMERICA

IN REPLY REFER TO:

PN-3110
WTR-4.10

NOV 15 2007

Water Rights Transfer Specialist
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

Subject: Review of Water Right Transfer Application No. T-10465

Thank you for the opportunity to review the subject transfer application. The Bureau of Reclamation has several comments and requests specific clarifications regarding the processing of this transfer.

The subject transfer involves several water rights, both from natural flow and storage. Reclamation is only concerned with water right certificate No. 80576 under this transfer action. This water right is the right to use stored water in Agate Reservoir. Rogue River Valley Irrigation District is requesting point of diversion, place of use, and character of use change on this right. Reclamation has a concern that there has been no concurrent request for a change in the right to store water in Agate Reservoir to reflect municipal or multipurpose uses. This oversight may increase the chance that the diversion right could be forfeited since the storage right is for irrigation only.

While the Rogue River Valley Irrigation District holds the water rights to store water in Agate Reservoir and the water rights to use stored water from Agate Reservoir, Reclamation still considers this water as project water. You should note that in this application under Section 7. Affected Districts and Local Governments, the response to the question of whether or not the water for any of the rights is supplied under a water service agreement or other contract for stored water with a federal agency or entity is mischaracterized as "No." Rogue River Valley Irrigation District has a current repayment contract with Reclamation for Agate Reservoir water. Furthermore, Reclamation owns the dam facility and the lands behind the dam.

While Reclamation's current policy is to allow for use of project water for purposes other than irrigation, there are many criteria that must be followed including, but not limited to, contract actions. We will be contacting the district soon to discuss this matter. Thank you for the opportunity to comment on the proposed transfer. If you have any questions, please feel free to contact me at 208-378-5306.

Sincerely,

E. Gail McGarry
Program Manager
Water Rights and Acquisition

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# United States Department of the Interior

BUREAU OF RECLAMATION
Pacific Northwest Region
1150 North Curtis Road, Suite 100
Boise, Idaho 83706-1234

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IN REPLY REFER TO:

PN-3110
WTR-4.10

NOV 1 5 2007

Water Rights Transfer Specialist
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

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E. Gail McGarry
Program Manager
Water Rights and Acquisition

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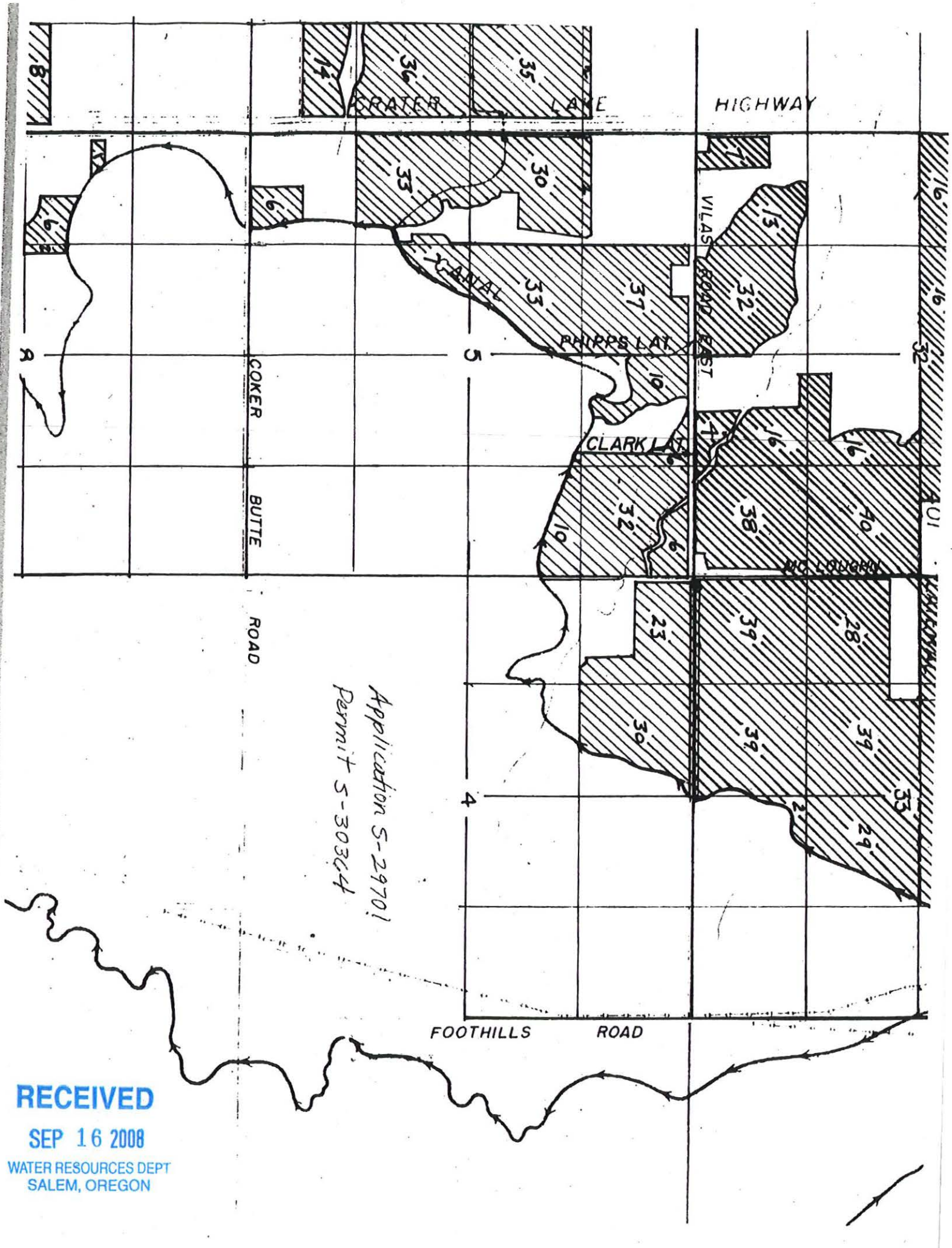


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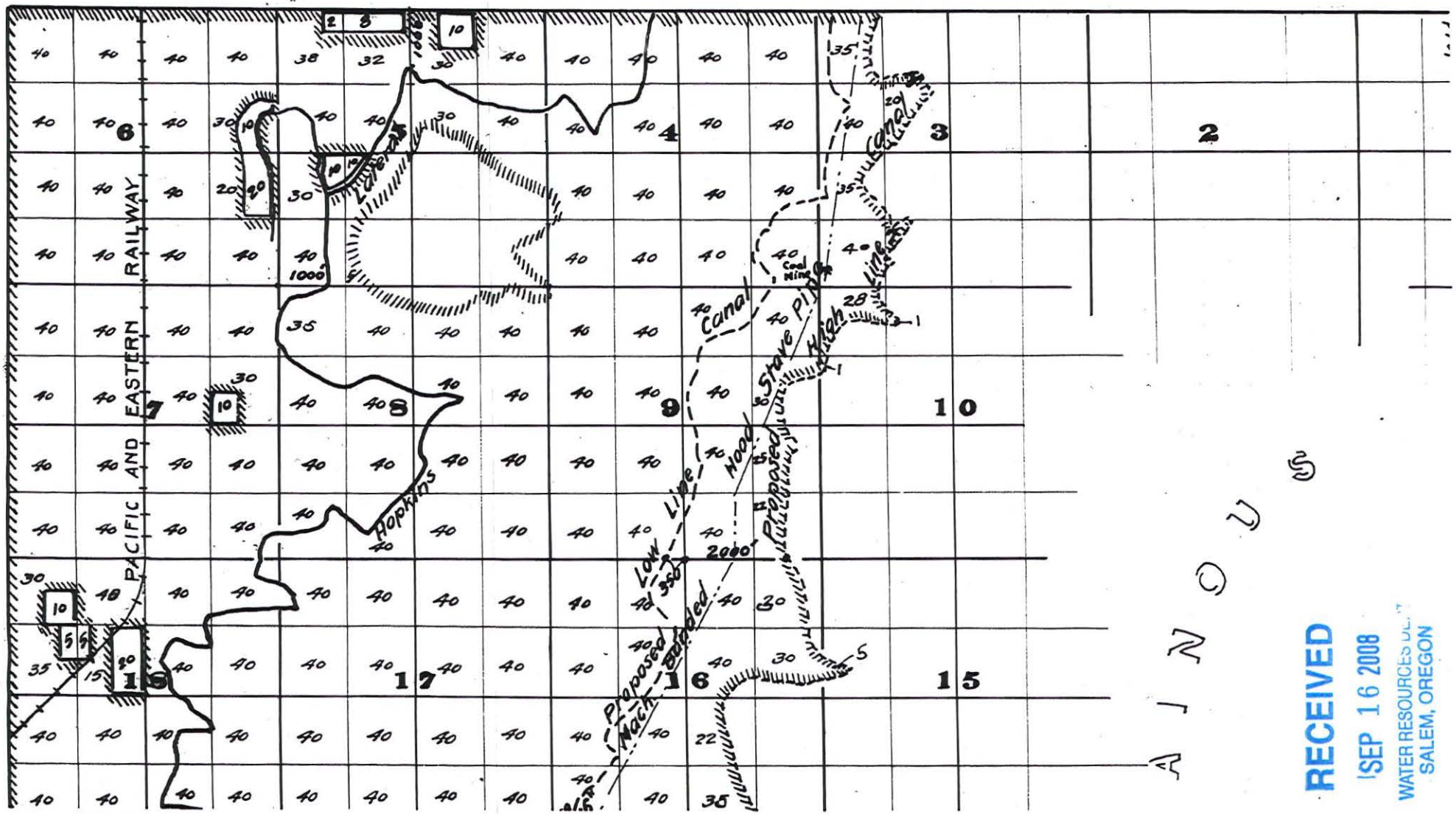
**Enlargement Permit No. 19**

# Township 37 S, Range 1 W W M.

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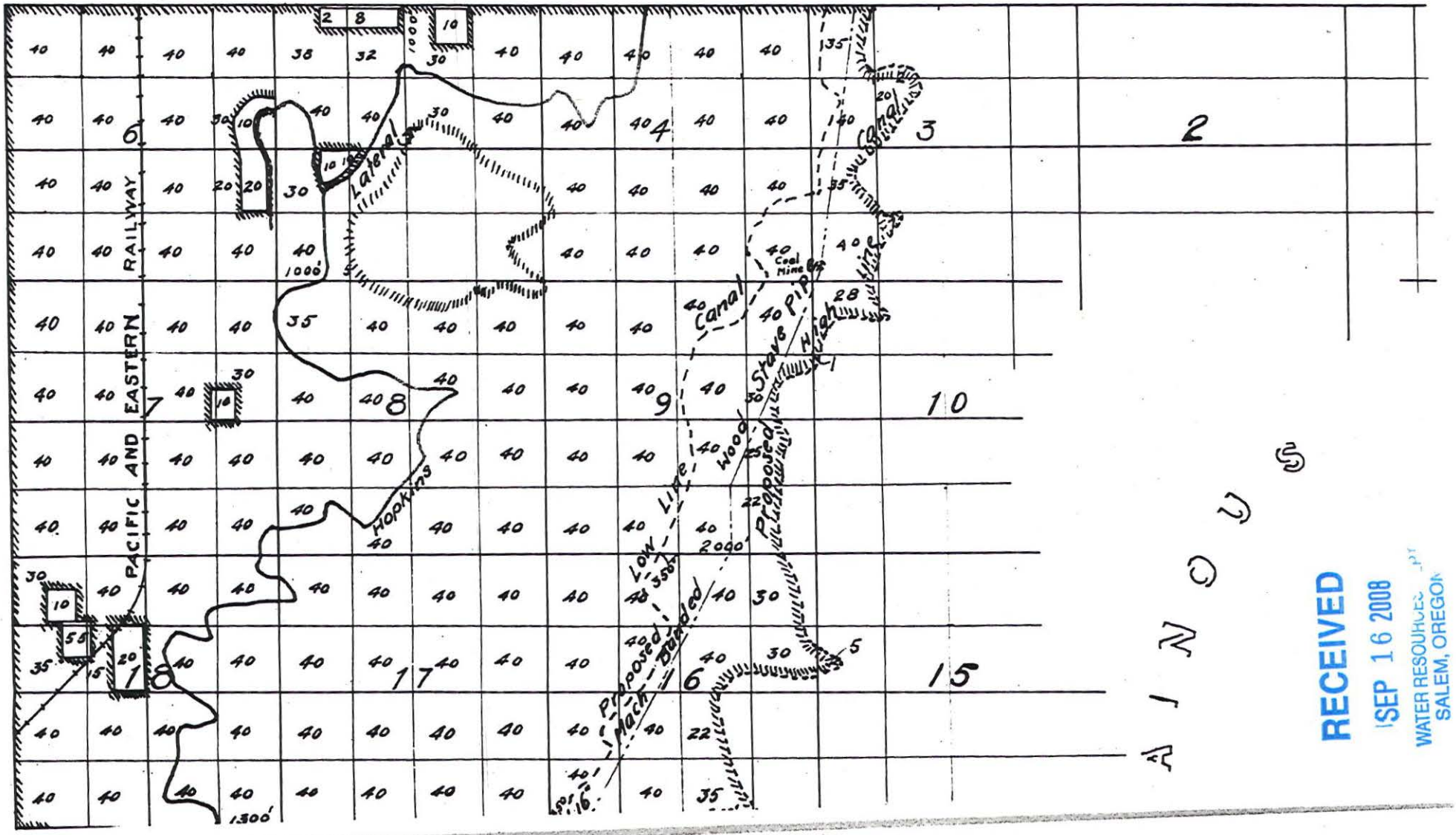
S-589 Permit S-~~400~~ 407

# Township 37 S., Range 1 W W M.

APPLICATION

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**MEMORANDUM**

**To:** **WRD – Dorothy Pedersen**

**From:** **Nancy East-Smith**

**Date:** **February 14, 2008**

**Subject:** **T-10465 Maps**

Map acreage

I had difficulty finding final proof maps/decree maps associated with each certificate involved in the transfer. In those cases where I could find maps there were several discrepancies so I am wondering if there are more current maps in the files. Please see the following notes:

Certificate 80566 (originates from Little Butte Decree-1949, certificate 17213, transfer H-134) lands are 17 acres primary irrigation in SW NW T37S R1W S5:

- WRIS Little Butte Decree: no map, decree listing does not include these lands
- WRIS 17213 digital map unclear, listing does not
- Transfer H-134 transfers 17.0 acres to Sec 5 generates 80566 (no FPS map)
- WRIS 80566 digital map appears to include these lands (but is unclear), included in certificate listing, no FPS/paper map.
- *Need to know if these are the same 17 acres being transferred.* yes

Certificate 80567 (originates from Little Butte Decree-1949, certificate 17213) lands are 10 acres primary irrigation in NE SW and 10 acres NW SW T37S R1W S5:

- WRIS Little Butte Decree: no map, decree listing includes these lands
- WRIS 17213 digital map unclear if it includes these lands, listing does
- WRIS 80567 digital map is unclear, included in certificate listing, no FPS/paper map.
- *Need to know if these are the same 15.2 acres being transferred.* ? very close
  note "canal" if diff spot

Certificate 80569 (originates from E-19) lands are primary and supplemental irrigation in SW NW, SE NW, NE SW, NW SW, T37S R1W S5:

- WRIS 80569/E19 digital map unclear, certificate listing does include. No FPS/paper map.
- *Need to know if the listings are the same acreage – particularly for supplemental* SW NW, SE NW, NW SW yes SE NW shown on map but no acreage #'s (listed in cert)

Certificate 80571 (originates from permit 407) lands are supplemental irrigation in SW NW, SE NW, NE SW, NW SW, T37S R1W S5:

- WRIS 80571 directs you to Permit 407,
- 407 paper map confirms SW NW and SE NW lands but unclear on NE SW and NW SW lands.

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Application Map

- POD issue confusing to me. Planning to withdraw from one location (I think) but want to use the other PODs and then transmit water down creeks/canals as part of conveyance system to new POD or is it multiple sources with one POD?
- On general overview map (shows all PODs, from and to lands) directional flow arrows would be nice to see how PODs relate to canal flow/stream channels/tributary flow of Rogue River where new POD is located.
- Unclear what "to" map is defining, service area, UGB, some actual acreage? Is what they have presented appropriate? Want to make sure there is no enlargement since they appear to be asking to unstack supplemental irrigation rights and make them "sequential" muni rights.
- 2/14/08 memo discusses FPS/decree map issues.

From/To Lands

- Again POD issue unclear
- App. & Certificate tabulations match. Need to resolve supplemental/enlargement issue to know how to make cfs calculations/generate RR

Ownership

- Deed/ROLI from lands match. (will need a new one this one is outdated)
- Jackson County GIS current tax lot map downloaded and OK
- Jackson County GIS notes another co-owner (?) – maybe they could clarify relationships of: Naumes (not listed as owner in Jackson County GIS but signed a letter of acknowledgment); Coker Butte Development, O'Side Industry, Big Boy Development (these three listed as owners and possibly they are owners of Naumes?), Earnest Orchards (listed as owner on one tax lot). Earnest Orchards also apparently has a temp control water right on these properties.

Bureau of Reclamation

- As noted in BOR letter Agate Reservoir water storage use is limited to supplemental irrigation. Certificate 80576 is the only right with this issue.
- Change storage use?
- BOR should be included under jurisdictions to notify.

Watermaster Review

- Item 2 not answered.

Permit S-25915 concern - Talent Irr. Dist.

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**MEMORANDUM**

**To:** **WRD – Dorothy Pedersen**

**From:** **Nancy East-Smith**

**Date:** **February 15, 2008**

**Subject:** **T-10465 Issues**

Here is a summary of my findings. I am presenting them in the order of the check list, not significance. I looked at the examples you sent (T-9973 and T-10169) and I will proceed with the DPD on Monday. I think most of these issues will resolve themselves or are correctable. I do need clarification on if they are changing the POD or adding an additional POD.

Application

- Land use form and "to" map are not perfectly consistent. To map indicates T36S R2W S35 (among others) and this is not included on land use form. Land use form indicates 127.9 acres and "to map" (if I understand it correctly) indicates *many* more acres.
- Seems like there should be something from Medford Irrigation District acknowledging/approving the transfer (and others based on plat card report as noted below)
- Application indicates an additional POD (in addition to existing) but I conclude they will only be using one POD (with many sources?). I am confused on this issue.

Water Right Subject to Transfer

- Six certificates are involved, all partial transfers. Three certificates have primary rights (80566, 80567, 80589, total of 127.9 acres). Four certificates have supplemental rights (80569, 80571, 80574, 80576, total of 127.9 acres); supplemental rights are stacked. As noted in 2/14/08 memo I could not confirm all the acreage on FPS maps for the six certificates. Listings in "from certificates" were all OK, essentially no FPS maps. So I went to permits (or WRIS direct me to permits), permit listings did not confirm cert. listings in some cases. Permit maps did not confirm certificate listings either. Most significant issues with certificates 80571, 80574, 80576 all supplemental rights.
- No conflicts identified but other jurisdiction and other rights on from lands noted. (Edward Earnest and Talent ID)
- Muni right so no "to land" conflict check.
- Need to discuss how supplemental rights get transferred to muni to prevent enlargement. (Sequential use, limit total cfs to amount of xfered primary, irrigation season to year round).

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- 407 paper map (and permit listing) indicated 30 acres in NW SW and transfer asks for 36.1,
- 407 paper map indicates acreage in NE SW but actual number not included (listing indicates 10 acres) transfer asks for 26.1 in NE SW.

clarified maybe

- 80571 certificate confirms permit with T-7461, T-8242,T-8086 as amendments. None of these amendments are associated with transfer lands.
- *Need to know what acreage to use* probably ok (permit does not spell out suppl)

Certificate 80574 (originates from permit 1705) lands are supplemental irrigation in SW NW, SE NW, NE SW, NW SW, T37S R1W S5:

- WRIS 80574 directs you to Permit 1705,
- 1705 paper map appears incompletely scanned, T37S R1W not included
- 80574 certificate confirms permit with T-7461, T-8242,T-8086 amendments. None of these amendments are associated with transfer lands.
- *Do you have a complete set of 1705 paper maps?* still need 1705

Certificate 80576 (originates from permit 30364 38280) supplemental irrigation in SW NW, SE NW, NE SW, NW SW, T37S R1W S5:

- WRIS 80576 directs you to Permit 30364, permit 38230 applies to non xfer lands
- 30364 paper map/permit identifies:

| T37S R1W Sec 5 | Permit Map Acres | Permit List Acres | 80576 List Acres | Transfer Acres |
|---|---|---|---|---|
| SW NW | 30 | 30 | 35.0 | 32.2 |
| SE NW | 33 | 33 | 37.7 | 37.7 |
| NE SW | 7 | 7 | 26.1 | 26.1 |
| NW SW | 33 | 33 | 36.1 | 31.3 |

- 80576 certificate notes no amendments, WRIS indicates some transfers that do not appear to involve the subject transfer lands.
- *What acreage should be used?* need to resolve

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# ORIGINALS

Transfer Application and Map

Amendments/Revisions to Appl & Map

Receipt

Deed or Lot Book Report

Notarized Consent

Evidence of Use Affidavit

Land Use Information Form

Lien Holder Notification *(if applicable)*

Report of Ownership and Lien Info *(if applicable)*

&

Other Supporting Documentation

**Oregon Water Resources Department**
725 Summer Street NE, Suite A
Salem Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

# Application for Water Right
# Transfer

*Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.*

## 1. TYPE OF TRANSFER APPLICATION

Please check one

- [X] Permanent Transfer
- [ ] Temporary Transfer
  - total number of years: _____
  - (begin year: _____)
  - (end year: _____)
- [ ] Instream Transfer
  - [ ] Permanent
  - [ ] Time-Limited
- [ ] Drought Transfer
- [ ] Other

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## 2. APPLICANT INFORMATION

Name: Rogue River Valley Irrigation District
(First / Last)

Address: 3139 Merriman Road

Medford (City) OR (State) 97501 (Zip)

Phone: _____ (Home) 541-773-6127 (Work) _____ (Other)

Fax: _____ E-Mail address: _____

## 3. AGENT INFORMATION

*(The agent listed is authorized to represent the applicant in all matters relating to this transfer application.)*

Name: Steve Shropshire (First) (See attached information for additional notification) (Last)

Address: PO Box 230669

Portland (City) OR (State) 97281 (Zip)

Phone: _____ (Home) 503-598-5583 (Work) _____ (Other)

Fax: 503-598-7373 E-Mail address: steve.shropshire@jordanschrader.com

- If an agent is listed above, please check ***one*** of the following:
  - [ ] Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; ***or***
  - [X] Please send all correspondence to Applicant. Send *copies* of correspondence to Agent. (See attached list of parties to notify)

T 10465

## 4. PROPOSED CHANGE(S) TO WATER RIGHT(S)

- List **all** water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: *(Attach additional pages as necessary.)*

| | Application / Decree | Permit / Previous Transfer | Certificate |
|---|---|---|---|
| 1. | Little Butte Creek 1949 | | 80566 |
| 2. | Little Butte Creek 1949 | | 80567 |
| 3. | E-19 | E-19 | 80569 |
| 4. | S-589 | S-407 | 80571 |
| 5. | S-3036 | S-1705 | 80574 |
| 6. | S-29701 | S-30364 & S-38230 | 80576 |

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- Attach a **separate** ***Supplemental Form A*** *(Description of Proposed Change(s) to a Water Right)* for **each** water right listed above.

- Check **all** proposed change(s) included in this transfer application:

X Place of Use ☐ Point of Diversion X Additional Point of Diversion

X Character of Use ☐ Point of Appropriation ☐ Additional Point of Appropriation

☐ Instream Transfer ☐ Surface Water source to Ground Water source

- Reason(s) for change(s): The property to which this water right is attached is being developed for industrial and commercial use. RRVID has more irrigation water right available for transfer than there is non-irrigated land to receive the water right. Therefore it is the desire of applicant to convert this water right to municipal use.

## 5. WATER DELIVERY SYSTEM

- Describe the ***current*** water delivery system ***or*** the system that ***was in place*** at some time *within the last 5 years*. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. If the transfer involves multiple rights that have independent systems, describe each system separately.

  *The description must be sufficient to demonstrate that the full quantity of water to be transferred can be conveyed from the authorized source and applied at the authorized location and that the applicant is ready, willing, and able to exercise the right.*

This property was a pear orchard through the irrigation season of 2002. The orchard used over tree sprinkler system for temperature control and irrigation. The system consists of two reservoirs which served as a bulge in the system where water from RRVID were accumulated. There were a total of 10 pumps to irrigate this orchard consisting of 5 pumps of 60 HP, 1 pump of 50 HP, 3 pumps of 40 HP, and 1 pump of 30 HP. The combined capacity of the pumps was 7907 GPM. The RRVID canal which delivers water to the ponds has a capacity of 40 CFS.

- System capacity: 17.6 cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

## 6. EVIDENCE OF BENEFICIAL WATER USE

- Attach one or more **Evidence of Use Affidavits** (Supplemental Form B) demonstrating that each of the right(s) involved in the transfer have been exercised in the last five years in accordance with the terms and conditions of the right or that a presumption of forfeiture for non-use could be rebutted. The Evidence of Use Affidavit(s) **must include supporting documentation** such as the following:

  - ► Copies of receipts from sales of irrigated crops or for expenditures relating to use of water;
  - ► Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers;
  - ► Dated aerial photographs of the lands or other photographs containing sufficient detail to establish location and date of the photograph; ***or***
  - ► If the right has **not** been used during the past five years, documentation that the presumption of forfeiture would be rebutted under ORS 540.610(2).

## 7. AFFECTED DISTRICTS AND LOCAL GOVERNMENTS

- Are any of the water rights proposed for transfer located within or served by an irrigation or other water district? X Yes ☐ No
- Will any of the water rights be located within or served by an irrigation or other water district after the proposed transfer? X Yes ☐ No
- Is water for any of the rights supplied under a water service agreement or other contract for stored water with a federal agency or other entity? ☐ Yes X No

  *If "**Yes**", for any of the above, list the name and mailing address of the district, agency and/or entity:*

  Rogue River Valley Irrigation District, 1340 Meyers Lane, Medford, OR 97501

- List the name and mailing address of all affected local governments (e.g., county, city, municipal corporation, and tribal governments within whose jurisdiction the rights are located).

  Jackson County, 10 Oakdale, Medford, OR 97501

  City of Central Point, 140 S. Third, Central Point, OR 97502

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## 8. LAND OWNERSHIP

- Does the applicant own the lands **FROM** which the right is being transferred? ☐ Yes **X** No

  *If "No", provide the following information.* ***For Temporary Transfers,*** *also include a* ***notarized statement granting consent*** *to the transfer from* ***each*** *of the landowners:*

  Names of Current Landowner(s): Big Boys Development LLC, ET
  First Last

  Address: PO Box 1004

  Shady Cove OR 97539
  City State Zip

- Does the applicant own the lands **TO** which the right is being transferred?

  ☐ Yes **X** No ☐ N/A - *NOT APPLICABLE TO INSTREAM TRANSFERS*

  *If "No", provide the following information:*

  Names of Receiving Landowner(s): City of Central Point (representing the residents)
  First Last

  Address: 140 S. Third St.

  Central Point OR 97502
  City State Zip

- Check ***one*** of the following:

  **X** The receiving landowner will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to this landowner.*

  ☐ The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.

  ☐ N/A. *(Not applicable. Application is for an Instream Water Right Transfer.)*

**With copies to RRVID*

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## 9. ATTACHMENTS

*Check each of the following attachments included with this application.*
***The application will be returned if all required attachments are <u>not</u> included.***

**Supplemental Form A –**
**Description of Proposed Change(s) to a Water Right**

X A <u>separate</u> Supplemental Form A is enclosed for <u>each</u> water right to be affected by this transfer.

**Supplemental Form B –**
**Evidence of Use Affidavit(s)**

X At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original (not a copy), <u>and</u>

X The Evidence of Use Affidavit **must** be accompanied by **supporting documentation.**

**Map**

X *Water Right Transfer*
The map must be prepared by a Certified Water Right Examiner and meet the requirements of OAR 690-380-3100 unless a waiver has been granted. The map provided must be the original, not a copy.

☐ *Temporary Transfer or Historical POD Change*
A map meeting the requirements of OAR 690-380-3100 must be included but need <u>not</u> be prepared by a Certified Water Right Examiner.

**Water Well Report(s)/Well Log(s):**

☐ The application is for a change in point of appropriation or change from surface water to ground water and copies of all water well reports are attached.

☐ Water well reports are not available and a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed is attached.

☐ N/A. The application does <u>not</u> involve a change in point of appropriation or a change from surface water to ground water, so water well reports are <u>not</u> required.)

**Land Use Information Form:**

☐ Enclosed; *or*

☐ Not Required if <u>all</u> of the following are met:
❶ In EFU zone or irrigation district,
❷ Change in place of use only,
❸ No structural changes needed, including diversion works, delivery facilities, other structures, *and*
❹ Irrigation only.

**Fees:**

X Amount enclosed: $ 2400
See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.

***<u>Instream Water Right Transfers, also include:</u>***

**Supplemental Form C –**
**Instream Water Right Transfer**

☐ Complete this form to describe the desired nature and attributes for the proposed instream water right.

***<u>Temporary Transfers, also include:</u>***

**Recorded Deed:**

X The applicant must submit a copy of the current deed of record for the land **from** which the authorized place of use or point of diversion/appropriation is being moved.

**Affidavit of Consent:**

X If the applicant is **NOT** the owner of record for the land **from** which the authorized place of use or point of diversion/appropriation is being moved, a notarized statement from the actual owner of record consenting to the proposed transfer must be submitted.

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**Before submitting your application to the Department, be sure you have:**

- Answered each question completely.
- Included all the required attachments.
- Provided original signatures for **all** named deed holders, or other parties, with an interest in the water right.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

## 10. SIGNATURES

- **Check *one* of the following, as appropriate, and sign the application in the signature box below:**

X In accordance with OAR 690-380-3000(13)(a), **I (we) understand that prior to Department approval of a permanent transfer and upon my receipt of a draft Preliminary Determination for the proposed transfer, I (we) will be required *[pursuant to OAR 690-380-4010(5)]* to provide the following landownership information and evidence demonstrating that I (we) are authorized to pursue the transfer:**

(a) **A report of ownership and lien information** that has been prepared by a title company *within the last three months;*

(b) **A copy of written notification** of the proposed transfer provided by the applicant to **all lien holders** on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. *If a water right conveyance agreement has been recorded for the subject lands, **a copy of the agreement and identification of the owner of the lands at the time the agreement was recorded** must be submitted*; **and**

(c) If the landowner identified in the report of ownership and lien information is **not** the applicant, a **notarized statement consenting to the transfer** *(attached)* signed by the landowner identified in the report or an authorized representative of the entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement or other documentation demonstrating that the applicant is authorized to pursue the transfer in the absence of the consent of the landowner.

☐ **I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor.** Therefore, pursuant to OAR 690-380-3000(13)(b), the applicant is **NOT** required to provide the above described report of ownership and lien information.

☐ **I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the water right proposed for transfer is appurtenant by condemnation.** Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-380-3000(13)(c), the applicant is **NOT** required to provide the above described report of ownership and lien information. *(NOTE: Such an entity may only apply for a transfer under this subsection if it has filed a condemnation action to acquire the property.)*

- **I (we) affirm that the information contained in this application is true and accurate.**

| applicant signature | name (print) | date |
|---|---|---|
| Stephen A Benson | Stephen A Benson | 8-10-07 |
| | | |

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# Water Right Transfer Supplemental Form A
## DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

*Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.*

- Certificate Number or other identifying number: 80566

## 1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

| Point of Diversion or Appropriation | Place of Use | Character of Use |
|---|---|---|
| ☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.)<br>X☐ **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.)<br>☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.)<br>☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.)<br>☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.)<br>☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.) | ☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)<br>X☐ **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) | Proposed new use:<br>☐ **Irrigation**<br>X☐ **Municipal**<br>☐ **Quasi-municipal**<br>☐ **Commercial**<br>☐ **Industrial**<br>☐ **Instream** (complete and attach ***Supplemental Form C***)<br>☐ **Domestic** (indicate number of households) _____<br>☐ **Other** _____<br>☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.)<br>☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.) |

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## 2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

| | | | |
|---|---|---|---|
| X ☐ | Certificated Right | 80566<br>Certificate Number | Little Butte Creek 1949<br>Permit Number or Decree Name |
| ☐ | Adjudicated, Non-certificated Right | <br>Name of Decree | <br>Page Number |
| ☐ | Permit for which Proof has been Approved | <br>Permit Number | <br>Date Claim of Beneficial Use Submitted |
| ☐ | Transferred Right for which Proof has been Filed | <br>Previous Transfer Number | <br>Date Claim of Beneficial Use Submitted |

- Name on Permit, Certificate, or Decree: Rogue River Valley Irrigation District
- County: Jackson
- Authorized Use(s) to be Affected by Transfer: Irrigation
- Priority Date(s): September 14, 1899

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer:

North and South Forks Little Butte Creek

Tributary to: Little Butte Creek

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

***For applications proposing a Change in Place of Use or Character of Use:***

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

**X** Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* Cert 80567, 80569, 80571, 80574, 80576 are the certificates subject to this application. The following rights are not subject to this application. 65709, 65712, 65713 and Permits S-25915 and S-23210 (see note on next page concerning S-25915) (see note on next page concerning S-25915)

*Pursuant to ORS 540.510, <u>any "layered" water use or a right that is supplemental to a primary right proposed for transfer</u>* ***must be included in the transfer or be cancelled****, except as provided in OAR 690-380-2240(5).*

Permit S-25915 lists this property as place of use. The source of water for this permit is the water supply developed by the Bureau of Reclamation for the Talent Division of the Rogue River Project. The sources of water listed on this permit cannot be delivered to this property. The proof survey for S-25915 will not list this property as having use water from this source.

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- Certificate Number or other identifying number: 80566

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

**Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:**
*(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)*

| If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____) | Source and Priority Date | Township | Range | Mer | Sec | ¼ ¼ | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|---|---|---|---|---|---|---|---|---|
| | **North Fork Little Butte Creek September 14, 1899** | **36 S** | **2 E** | **W M** | **20** | **SE NE** | **362E20-900** | **40 Feet North and 620 Feet West from the E ¼ Corner of Section 20** |
| | **South Fork Little Butte Creek September 14, 1899** | **36 S** | **2 E** | **W M** | **29** | **NE SE** | **362E-5303** | **780 Feet South and 400 Feet West from the E ¼ Corner of Section 29** |

- Does the water right being transferred involve a ground water source(s)?

☐ Yes **X** No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

***or***

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

**Construction of Existing Authorized Point(s) of Appropriation** – *(Only needed if no well log is available.)*
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

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| OWRD Well No. as identified in table above | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |

- Certificate Number or other identifying number: 80566

*The following information* ***must be provided*** *only for those places of use that* ***are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)*** *Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below* ***only*** *if the information is reflected on the existing water right.*

**Location of Existing Authorized Place of Use to be Affected:**

*(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)*

| Source and Priority Date | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Acres (if applicable) |
|---|---|---|---|---|---|---|---|
| North and South Forks Little Butte Creek<br>September 14, 1899 | 37 S | 1 W | W M | 5 | SW NW | 371W05 -600 | 14.8 |

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- Certificate Number or other identifying number: 80566

## 3. PROPOSED CHANGES TO THE WATER RIGHT

*Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.*

**Location of Proposed Point(s) of Diversion or Appropriation:**

*(i.e., the "TO" point(s) of diversion or appropriation)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table* ***only*** *if a Change in Point of Diversion or Appropriation is being proposed.)*

| Source | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|---|---|---|---|---|---|---|---|
| North Fork Little Butte Creek | 36 S | 2 W | W M | 13 | SW NW | 362W13-801<br>DLC 41 | 3961.8 Feet South and 1883.3 Feet East from the NE Corner of DLC 42 in Section 11, T36S, R2W, W.M. |



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| Source | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|---|---|---|---|---|---|---|---|
| South Fork Little Butte Creek | 36 S | 2 W | W M | 13 | SW NW | 362W13-801 DLC 41 | 3961.8 Feet South and 1883.3 Feet East from the NE Corner of DLC 42 in Section 11, T36S, R2W, W.M. |

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No **X** N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

**Construction of Proposed Point(s) of Appropriation or Well(s)**

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

| Well already built? (Yes/No) | If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___) | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |

- Certificate Number or other identifying number: 80566

*Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.*

**Location of Proposed Place of Use:** *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

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| Source | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Acres (if applicable) |
|---|---|---|---|---|---|---|---|
| **See Attached Table 1** | | | | | | | |
| | | | | | | | |

Remarks: This application anticipates the transfer of an irrigation water right to municipal use by the City of Central Point. The point of diversion being added is the intake to the pumping plant of Medford Water Commission located on the Rogue River. It is anticipated that the water will be released by RRVID to flow through Little Butte Creek to the Rogue River, then down the Rogue River to the Medford Water Commission intake. This transfer application is the same as T-10120 for POD and POU.

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# Table 1

**Location of Proposed Place of Use**
**Medford Irrigation District and**
**Naumes Properties LLC**
**to**
**City of Central Point**

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| Township | Range | Section | Qtr-Qtr |
|---|---|---|---|
| 36 S | 2 W | 34 | NESW |
| 36 S | 2 W | 34 | SESW |
| 36 S | 2 W | 34 | NESE |
| 36 S | 2 W | 34 | NWSE |
| 36 S | 2 W | 34 | SWSE |
| 36 S | 2 W | 34 | SESE |
| 36 S | 2 W | 35 | SWSW |
| 36 S | 2 W | 35 | SESE |
| 36 S | 2 W | 36 | SENW |
| 36 S | 2 W | 36 | NESW |
| 36 S | 2 W | 36 | SWSW |
| 36 S | 2 W | 36 | SESW |
| 37 S | 2 W | 1 | NENW |
| 37 S | 2 W | 1 | NWNW |
| 37 S | 2 W | 1 | SWNW |
| 37 S | 2 W | 1 | SENW |
| 37 S | 2 W | 1 | NESW |
| 37 S | 2 W | 1 | NWSW |
| 37 S | 2 W | 1 | SWSW |
| 37 S | 2 W | 1 | SESW |
| 37 S | 2 W | 2 | NENE |
| 37 S | 2 W | 2 | SENE |
| 37 S | 2 W | 2 | NWNW |
| 37 S | 2 W | 2 | SWNW |
| 37 S | 2 W | 2 | SENW |
| 37 S | 2 W | 2 | NESW |
| 37 S | 2 W | 2 | NWSW |
| 37 S | 2 W | 2 | SWSW |
| 37 S | 2 W | 2 | SESW |
| 37 S | 2 W | 2 | NESE |
| 37 S | 2 W | 2 | NWSE |
| 37 S | 2 W | 2 | SWSE |
| 37 S | 2 W | 2 | SESE |

| Township | Range | Section | Qtr-Qtr |
|---|---|---|---|
| 37 S | 2 W | 3 | NENE |
| 37 S | 2 W | 3 | NWNE |
| 37 S | 2 W | 3 | SWNE |
| 37 S | 2 W | 3 | SENE |
| 37 S | 2 W | 3 | NENW |
| 37 S | 2 W | 3 | NWNW |
| 37 S | 2 W | 3 | SWNW |
| 37 S | 2 W | 3 | SENW |
| 37 S | 2 W | 3 | NESW |
| 37 S | 2 W | 3 | NWSW |
| 37 S | 2 W | 3 | SWSW |
| 37 S | 2 W | 3 | SESW |
| 37 S | 2 W | 3 | NESE |
| 37 S | 2 W | 3 | NWSE |
| 37 S | 2 W | 3 | SWSE |
| 37 S | 2 W | 3 | SESE |
| 37 S | 2 W | 10 | NENE |
| 37 S | 2 W | 10 | NWNE |
| 37 S | 2 W | 10 | SWNE |
| 37 S | 2 W | 10 | SENE |
| 37 S | 2 W | 10 | NENW |
| 37 S | 2 W | 10 | NWNW |
| 37 S | 2 W | 10 | SWNW |
| 37 S | 2 W | 10 | SENW |
| 37 S | 2 W | 10 | NESW |
| 37 S | 2 W | 10 | NWSW |
| 37 S | 2 W | 10 | SWSW |
| 37 S | 2 W | 10 | SESW |
| 37 S | 2 W | 10 | NESE |
| 37 S | 2 W | 10 | NWSE |
| 37 S | 2 W | 10 | SWSE |
| 37 S | 2 W | 10 | SESE |
| 37 S | 2 W | 11 | NENE |
| 37 S | 2 W | 11 | NWNE |
| 37 S | 2 W | 11 | SWNE |

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| | | | | | | | |
|---|---|---|---|---|---|---|---|
| 37 S | 2 W | 11 | SENE | 37 S | 2 W | 11 | SWSE |
| 37 S | 2 W | 11 | NENW | 37 S | 2 W | 11 | SESE |
| 37 S | 2 W | 11 | NWNW | | | | |
| 37 S | 2 W | 11 | SWNW | 37 S | 2 W | 12 | NENW |
| 37 S | 2 W | 11 | SENW | 37 S | 2 W | 12 | NWNW |
| 37 S | 2 W | 11 | NESW | 37 S | 2 W | 12 | SWNW |
| 37 S | 2 W | 11 | NWSW | 37 S | 2 W | 12 | SENW |
| 37 S | 2 W | 11 | SWSW | 37 S | 2 W | 12 | NESW |
| 37 S | 2 W | 11 | SESW | 37 S | 2 W | 12 | NWSW |
| 37 S | 2 W | 11 | NESE | 37 S | 2 W | 12 | SWSW |
| 37 S | 2 W | 11 | NWSE | 37 S | 2 W | 12 | SESW |

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# Water Right Transfer Supplemental Form A
## DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

*Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.*

- Certificate Number or other identifying number: 80567

## 1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

| Point of Diversion or Appropriation | Place of Use | Character of Use |
|---|---|---|
| ☐ **Change** (The old point of diversion or appropriation will not be used for the portion of the water right affected by the transfer.)<br>X **Additional** (Both the old *and* new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.)<br>☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.)<br>☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will not be used.)<br>☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.)<br>☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.) | ☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)<br>X **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) | Proposed new use:<br>☐ **Irrigation**<br>X **Municipal**<br>☐ **Quasi-municipal**<br>☐ **Commercial**<br>☐ **Industrial**<br>☐ **Instream** (complete and attach ***Supplemental Form C***)<br>☐ **Domestic** (indicate number of households) _____<br>☐ **Other** _____<br>☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.)<br>☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.) |

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## 2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

| | | | |
|---|---|---|---|
| X | Certificated Right | 80567<br>Certificate Number | Little Butte Creek 1949<br>Permit Number or Decree Name |
| ☐ | Adjudicated, Non-certificated Right | <br>Name of Decree | <br>Page Number |
| ☐ | Permit for which Proof has been Approved | <br>Permit Number | <br>Date Claim of Beneficial Use Submitted |
| ☐ | Transferred Right for which Proof has been Filed | <br>Previous Transfer Number | <br>Date Claim of Beneficial Use Submitted |

- Name on Permit, Certificate, or Decree: Medford Irrigation District and Rogue River Valley Irrigation District
- County: Jackson
- Authorized Use(s) to be Affected by Transfer: Irrigation
- Priority Date(s): September 14, 1899

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer:

North and South Forks Little Butte Creek

Tributary to: Little Butte Creek

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

***For applications proposing a Change in Place of Use or Character of Use:***

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

**X** Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

*If "**Yes**", what are the Permit, Registration or Certificate Numbers?* Cert 80566, 80569, 80571, 80574, 80576 are the certificates subject to this application. The following rights are not subject to this application 65709, 65712, 65713 and Permits S-25915 and S-23210 (see note on next page concerning S-25915)

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*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer* ***must be included in the transfer or be cancelled****, except as provided in OAR 690-380-2240(5).*

Permit S-25915 lists this property as place of use. The source of water for this permit is the water supply developed by the Bureau of Reclamation for the Talent Division of the Rogue River Project. The sources of water listed on this permit cannot be delivered to this property. The proof survey for S-25915 will not list this property as having use water from this source.

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- Certificate Number or other identifying number: 80567

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

**Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:**
*(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)*

| If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____) | Source and Priority Date | Township | Range | Mer | Sec | ¼ ¼ | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|---|---|---|---|---|---|---|---|---|
| | **North Fork Little Butte Creek**<br>**September 14, 1899** | **36 S** | **2 E** | **W M** | **20** | **SE NE** | **362E20-900** | **40 Feet North and 620 Feet West from the E ¼ Corner of Section 20** |
| | **South Fork Little Butte Creek**<br>**September 14, 1899** | **36 S** | **2 E** | **W M** | **29** | **NE SE** | **362E-5303** | **780 Feet South and 400 Feet West from the E ¼ Corner of Section 29** |

- Does the water right being transferred involve a ground water source(s)?

☐ Yes **X** No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

***or***

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

**Construction of Existing Authorized Point(s) of Appropriation** – *(Only needed if no well log is available.)*
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

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| OWRD Well No. as identified in table above | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |

- Certificate Number or other identifying number: 80567

*The following information* ***must be provided*** *only for those places of use that* ***are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)*** *Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below* ***only*** *if the information is reflected on the existing water right.*

**Location of Existing Authorized Place of Use to be Affected:**

*(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)*

| Source and Priority Date | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Acres (if applicable) |
|---|---|---|---|---|---|---|---|
| North and South Forks Little Butte Creek September 14, 1899 | 37 S | 1 W | W M | 5 | NE SW | 371W05 -900 | 10.0 |
| North and South Forks Little Butte Creek September 14, 1899 | 37 S | 1 W | W M | 5 | NW SW | 371W05 -900 | 5.2 |

- Certificate Number or other identifying number: 80567

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## 3. PROPOSED CHANGES TO THE WATER RIGHT

*Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.*

**Location of Proposed Point(s) of Diversion or Appropriation:**

*(i.e., the "TO" point(s) of diversion or appropriation)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

| Source | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|---|---|---|---|---|---|---|---|
| North Fork Little Butte Creek | 36 S | 2 W | W M | 13 | SW NW | 362W13-801 DLC 41 | 3961.8 Feet South and 1883.3 Feet East from the NE Corner of DLC 42 in Section 11, T36S, R2W, W.M. |
| South Fork Little Butte Creek | 36 S | 2 W | W M | 13 | SW NW | 362W13-801 DLC 41 | 3961.8 Feet South and 1883.3 Feet East from the NE Corner of DLC 42 in Section 11, T36S, R2W, W.M. |

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No **X** N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

**Construction of Proposed Point(s) of Appropriation or Well(s)**

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

| Well already built? (Yes/No) | If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____) | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |

- Certificate Number or other identifying number: 80567

*Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.*

**Location of Proposed Place of Use:** *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

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| Source | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Acres (if applicable) |
|---|---|---|---|---|---|---|---|
| **See Attached Table 1** | | | | | | | |
| | | | | | | | |

Remarks: This application anticipates the transfer of an irrigation water right to municipal use by the City of Central Point. The point of diversion being added is the intake to the pumping plant of Medford Water Commission located on the Rogue River. It is anticipated that the water will be released by RRVID to flow through Little Butte Creek to the Rogue River, then down the Rogue River to the Medford Water Commission intake. This transfer application is the same as T-10120 for POD and POU.

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# Table 1

**Location of Proposed Place of Use**
**Medford Irrigation District and**
**Naumes Properties LLC**
**to**
**City of Central Point**

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| Township | Range | Section | Qtr-Qtr |
|---|---|---|---|
| 36 S | 2 W | 34 | NESW |
| 36 S | 2 W | 34 | SESW |
| 36 S | 2 W | 34 | NESE |
| 36 S | 2 W | 34 | NWSE |
| 36 S | 2 W | 34 | SWSE |
| 36 S | 2 W | 34 | SESE |
| 36 S | 2 W | 35 | SWSW |
| 36 S | 2 W | 35 | SESE |
| 36 S | 2 W | 36 | SENW |
| 36 S | 2 W | 36 | NESW |
| 36 S | 2 W | 36 | SWSW |
| 36 S | 2 W | 36 | SESW |
| 37 S | 2 W | 1 | NENW |
| 37 S | 2 W | 1 | NWNW |
| 37 S | 2 W | 1 | SWNW |
| 37 S | 2 W | 1 | SENW |
| 37 S | 2 W | 1 | NESW |
| 37 S | 2 W | 1 | NWSW |
| 37 S | 2 W | 1 | SWSW |
| 37 S | 2 W | 1 | SESW |
| 37 S | 2 W | 2 | NENE |
| 37 S | 2 W | 2 | SENE |
| 37 S | 2 W | 2 | NWNW |
| 37 S | 2 W | 2 | SWNW |
| 37 S | 2 W | 2 | SENW |
| 37 S | 2 W | 2 | NESW |
| 37 S | 2 W | 2 | NWSW |
| 37 S | 2 W | 2 | SWSW |
| 37 S | 2 W | 2 | SESW |
| 37 S | 2 W | 2 | NESE |
| 37 S | 2 W | 2 | NWSE |
| 37 S | 2 W | 2 | SWSE |
| 37 S | 2 W | 2 | SESE |

| Township | Range | Section | Qtr-Qtr |
|---|---|---|---|
| 37 S | 2 W | 3 | NENE |
| 37 S | 2 W | 3 | NWNE |
| 37 S | 2 W | 3 | SWNE |
| 37 S | 2 W | 3 | SENE |
| 37 S | 2 W | 3 | NENW |
| 37 S | 2 W | 3 | NWNW |
| 37 S | 2 W | 3 | SWNW |
| 37 S | 2 W | 3 | SENW |
| 37 S | 2 W | 3 | NESW |
| 37 S | 2 W | 3 | NWSW |
| 37 S | 2 W | 3 | SWSW |
| 37 S | 2 W | 3 | SESW |
| 37 S | 2 W | 3 | NESE |
| 37 S | 2 W | 3 | NWSE |
| 37 S | 2 W | 3 | SWSE |
| 37 S | 2 W | 3 | SESE |
| 37 S | 2 W | 10 | NENE |
| 37 S | 2 W | 10 | NWNE |
| 37 S | 2 W | 10 | SWNE |
| 37 S | 2 W | 10 | SENE |
| 37 S | 2 W | 10 | NENW |
| 37 S | 2 W | 10 | NWNW |
| 37 S | 2 W | 10 | SWNW |
| 37 S | 2 W | 10 | SENW |
| 37 S | 2 W | 10 | NESW |
| 37 S | 2 W | 10 | NWSW |
| 37 S | 2 W | 10 | SWSW |
| 37 S | 2 W | 10 | SESW |
| 37 S | 2 W | 10 | NESE |
| 37 S | 2 W | 10 | NWSE |
| 37 S | 2 W | 10 | SWSE |
| 37 S | 2 W | 10 | SESE |
| 37 S | 2 W | 11 | NENE |
| 37 S | 2 W | 11 | NWNE |
| 37 S | 2 W | 11 | SWNE |

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| | | | | | | | |
|---|---|---|---|---|---|---|---|
| 37 S | 2 W | 11 | SENE | 37 S | 2 W | 11 | SWSE |
| 37 S | 2 W | 11 | NENW | 37 S | 2 W | 11 | SESE |
| 37 S | 2 W | 11 | NWNW | | | | |
| 37 S | 2 W | 11 | SWNW | 37 S | 2 W | 12 | NENW |
| 37 S | 2 W | 11 | SENW | 37 S | 2 W | 12 | NWNW |
| 37 S | 2 W | 11 | NESW | 37 S | 2 W | 12 | SWNW |
| 37 S | 2 W | 11 | NWSW | 37 S | 2 W | 12 | SENW |
| 37 S | 2 W | 11 | SWSW | 37 S | 2 W | 12 | NESW |
| 37 S | 2 W | 11 | SESW | 37 S | 2 W | 12 | NWSW |
| 37 S | 2 W | 11 | NESE | 37 S | 2 W | 12 | SWSW |
| 37 S | 2 W | 11 | NWSE | 37 S | 2 W | 12 | SESW |

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# Water Right Transfer Supplemental Form A
## DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

*Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.*

- Certificate Number or other identifying number: 80569

## 1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

| Point of Diversion or Appropriation | Place of Use | Character of Use |
|---|---|---|
| ☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.)<br>X **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.)<br>☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.)<br>☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.)<br>☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.)<br>☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.) | ☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)<br>X **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) | Proposed new use:<br>☐ **Irrigation**<br>X **Municipal**<br>☐ **Quasi-municipal**<br>☐ **Commercial**<br>☐ **Industrial**<br>☐ **Instream** (complete and attach ***Supplemental Form C***)<br>☐ **Domestic** (indicate number of households) _____<br>☐ **Other** _____<br>☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.)<br>☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.) |

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## 2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

| | | | |
|---|---|---|---|
| X | Certificated Right | 80569<br>Certificate Number | E-19<br>Permit Number or Decree Name |
| ☐ | Adjudicated, Non-certificated Right | <br>Name of Decree | <br>Page Number |
| ☐ | Permit for which Proof has been Approved | <br>Permit Number | <br>Date Claim of Beneficial Use Submitted |
| ☐ | Transferred Right for which Proof has been Filed | <br>Previous Transfer Number | <br>Date Claim of Beneficial Use Submitted |

- Name on Permit, Certificate, or Decree: Rogue River Valley Irrigation District
- County: Jackson
- Authorized Use(s) to be Affected by Transfer: Irrigation
- Priority Date(s): July 23, 1909

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer:

  North and South Forks Little Butte Creek

  Tributary to: Little Butte Creek

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

***For applications proposing a Change in Place of Use or Character of Use:***

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  **X** Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* Cert 80566, 80567, 80571, 80574, 80576 are the certificates subject to this application. The following rights are not subject to this application 65709, 65712, 65713 and Permits S-25915 and S-23210 (see note on next page concerning S-25915)



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*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer* ***must be included in the transfer or be cancelled****, except as provided in OAR 690-380-2240(5).*

Permit S-25915 lists this property as place of use. The source of water for this permit is the water supply developed by the Bureau of Reclamation for the Talent Division of the Rogue River Project. The sources of water listed on this permit cannot be delivered to this property. The proof survey for S-25915 will not list this property as having use water from this source.

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- Certificate Number or other identifying number: 80569

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

**Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:**
*(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)*

| If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____) | Source and Priority Date | Township | Range | Mer | Sec | ¼ ¼ | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|---|---|---|---|---|---|---|---|---|
| | **North Fork Little Butte Creek July 23, 1909** | **36 S** | **2 E** | **W M** | **20** | **SE NE** | **362E20-900** | **40 Feet North and 620 Feet West from the E ¼ Corner of Section 20** |
| | **South Fork Little Butte Creek July 23, 1909** | **36 S** | **2 E** | **W M** | **29** | **NE SE** | **362E-5303** | **780 Feet South and 400 Feet West from the E ¼ Corner of Section 29** |

- Does the water right being transferred involve a ground water source(s)?

  ☐ Yes  **X** No *(Surface water source only.)*

  *If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

  *A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  ***or***

  *B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

**Construction of Existing Authorized Point(s) of Appropriation** – *(Only needed if no well log is available.)*
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

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| OWRD Well No. as identified in table above | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |

- Certificate Number or other identifying number: 80569

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

**Location of Existing Authorized Place of Use to be Affected:**

*(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)*

| Source and Priority Date | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Acres (if applicable) |
|---|---|---|---|---|---|---|---|
| North and South Forks Little Butte Creek July 23, 1909 | 37 S | 1 W | W M | 5 | SW NW | 371W05 -600 | 18.0 prim 14.8 sup |
| North and South Forks Little Butte Creek July 23, 1909 | 37 S | 1 W | W M | 5 | SE NW | 371W05 -600 | 37.7 prim |
| North and South Forks Little Butte Creek July 23, 1909 | 37 S | 1 W | W M | 5 | NE SW | 371W05 -900 | 16.1 Prim 10.0 Supp |
| North and South Forks Little Butte Creek July 23, 1909 | 37 S | 1 W | W M | 5 | NW SW | 371W05 -900 | 26.1 Primary 5.2 Supp |

- Certificate Number or other identifying number: 80569

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## 3. PROPOSED CHANGES TO THE WATER RIGHT

*Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.*

### Location of Proposed Point(s) of Diversion or Appropriation:

*(i.e., the "TO" point(s) of diversion or appropriation)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

| Source | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|---|---|---|---|---|---|---|---|
| North Fork Little Butte Creek | 36 S | 2 W | W M | 13 | SW NW | 362W13-801 DLC 41 | 3961.8 Feet South and 1883.3 Feet East from the NE Corner of DLC 42 in Section 11, T36S, R2W, W.M. |
| South Fork Little Butte Creek | 36 S | 2 W | W M | 13 | SW NW | 362W13-801 DLC 41 | 3961.8 Feet South and 1883.3 Feet East from the NE Corner of DLC 42 in Section 11, T36S, R2W, W.M. |

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No **X** N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  *If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

### Construction of Proposed Point(s) of Appropriation or Well(s)

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

| Well already built? (Yes/No) | If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____) | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | | |
| | | | | | | | | | | |
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| | | | | | | | | | | |

- Certificate Number or other identifying number: 80569

*Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.*

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**Location of Proposed Place of Use:** *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

| Source | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Acres (if applicable) |
|---|---|---|---|---|---|---|---|
| **See Attached Table 1** | | | | | | | |
| | | | | | | | |

Remarks: This application anticipates the transfer of an irrigation water right to municipal use by the City of Central Point. The point of diversion being added is the intake to the pumping plant of Medford Water Commission located on the Rogue River. It is anticipated that the water will be released by RRVID to flow through Little Butte Creek to the Rogue River, then down the Rogue River to the Medford Water Commission intake. This transfer application is the same as T-10120 for POD and POU.

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# Table 1

**Location of Proposed Place of Use**
**Medford Irrigation District and**
**Naumes Properties LLC**
**to**
**City of Central Point**

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| Township | Range | Section | Qtr-Qtr |
|---|---|---|---|
| 36 S | 2 W | 34 | NESW |
| 36 S | 2 W | 34 | SESW |
| 36 S | 2 W | 34 | NESE |
| 36 S | 2 W | 34 | NWSE |
| 36 S | 2 W | 34 | SWSE |
| 36 S | 2 W | 34 | SESE |
| 36 S | 2 W | 35 | SWSW |
| 36 S | 2 W | 35 | SESE |
| 36 S | 2 W | 36 | SENW |
| 36 S | 2 W | 36 | NESW |
| 36 S | 2 W | 36 | SWSW |
| 36 S | 2 W | 36 | SESW |
| 37 S | 2 W | 1 | NENW |
| 37 S | 2 W | 1 | NWNW |
| 37 S | 2 W | 1 | SWNW |
| 37 S | 2 W | 1 | SENW |
| 37 S | 2 W | 1 | NESW |
| 37 S | 2 W | 1 | NWSW |
| 37 S | 2 W | 1 | SWSW |
| 37 S | 2 W | 1 | SESW |
| 37 S | 2 W | 2 | NENE |
| 37 S | 2 W | 2 | SENE |
| 37 S | 2 W | 2 | NWNW |
| 37 S | 2 W | 2 | SWNW |
| 37 S | 2 W | 2 | SENW |
| 37 S | 2 W | 2 | NESW |
| 37 S | 2 W | 2 | NWSW |
| 37 S | 2 W | 2 | SWSW |
| 37 S | 2 W | 2 | SESW |
| 37 S | 2 W | 2 | NESE |
| 37 S | 2 W | 2 | NWSE |
| 37 S | 2 W | 2 | SWSE |
| 37 S | 2 W | 2 | SESE |

| Township | Range | Section | Qtr-Qtr |
|---|---|---|---|
| 37 S | 2 W | 3 | NENE |
| 37 S | 2 W | 3 | NWNE |
| 37 S | 2 W | 3 | SWNE |
| 37 S | 2 W | 3 | SENE |
| 37 S | 2 W | 3 | NENW |
| 37 S | 2 W | 3 | NWNW |
| 37 S | 2 W | 3 | SWNW |
| 37 S | 2 W | 3 | SENW |
| 37 S | 2 W | 3 | NESW |
| 37 S | 2 W | 3 | NWSW |
| 37 S | 2 W | 3 | SWSW |
| 37 S | 2 W | 3 | SESW |
| 37 S | 2 W | 3 | NESE |
| 37 S | 2 W | 3 | NWSE |
| 37 S | 2 W | 3 | SWSE |
| 37 S | 2 W | 3 | SESE |
| 37 S | 2 W | 10 | NENE |
| 37 S | 2 W | 10 | NWNE |
| 37 S | 2 W | 10 | SWNE |
| 37 S | 2 W | 10 | SENE |
| 37 S | 2 W | 10 | NENW |
| 37 S | 2 W | 10 | NWNW |
| 37 S | 2 W | 10 | SWNW |
| 37 S | 2 W | 10 | SENW |
| 37 S | 2 W | 10 | NESW |
| 37 S | 2 W | 10 | NWSW |
| 37 S | 2 W | 10 | SWSW |
| 37 S | 2 W | 10 | SESW |
| 37 S | 2 W | 10 | NESE |
| 37 S | 2 W | 10 | NWSE |
| 37 S | 2 W | 10 | SWSE |
| 37 S | 2 W | 10 | SESE |
| 37 S | 2 W | 11 | NENE |
| 37 S | 2 W | 11 | NWNE |
| 37 S | 2 W | 11 | SWNE |

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| | | | | | | | |
|---|---|---|---|---|---|---|---|
| 37 S | 2 W | 11 | SENE | 37 S | 2 W | 11 | SWSE |
| 37 S | 2 W | 11 | NENW | 37 S | 2 W | 11 | SESE |
| 37 S | 2 W | 11 | NWNW | | | | |
| 37 S | 2 W | 11 | SWNW | 37 S | 2 W | 12 | NENW |
| 37 S | 2 W | 11 | SENW | 37 S | 2 W | 12 | NWNW |
| 37 S | 2 W | 11 | NESW | 37 S | 2 W | 12 | SWNW |
| 37 S | 2 W | 11 | NWSW | 37 S | 2 W | 12 | SENW |
| 37 S | 2 W | 11 | SWSW | 37 S | 2 W | 12 | NESW |
| 37 S | 2 W | 11 | SESW | 37 S | 2 W | 12 | NWSW |
| 37 S | 2 W | 11 | NESE | 37 S | 2 W | 12 | SWSW |
| 37 S | 2 W | 11 | NWSE | 37 S | 2 W | 12 | SESW |

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# Water Right Transfer Supplemental Form A
## DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

*Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.*

- Certificate Number or other identifying number: 80571

## 1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

| Point of Diversion or Appropriation | Place of Use | Character of Use |
|---|---|---|
| ☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.)<br>X **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.)<br>☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.)<br>☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead** of the old point of diversion. The old point of diversion will **not** be used.)<br>☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.)<br>☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.) | ☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)<br>X **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) | Proposed new use:<br>☐ **Irrigation**<br>X **Municipal**<br>☐ **Quasi-municipal**<br>☐ **Commercial**<br>☐ **Industrial**<br>☐ **Instream** (complete and attach ***Supplemental Form C***)<br>☐ **Domestic** (indicate number of households) _____<br>☐ **Other** _____<br>☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.)<br>☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.) |



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## 2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete one of the following):*

| | | | |
|---|---|---|---|
| X | Certificated Right | 80571<br>Certificate Number | R-50<br>Permit Number or Decree Name |
| ☐ | Adjudicated, Non-certificated Right | <br>Name of Decree | <br>Page Number |
| ☐ | Permit for which Proof has been Approved | <br>Permit Number | <br>Date Claim of Beneficial Use Submitted |
| ☐ | Transferred Right for which Proof has been Filed | <br>Previous Transfer Number | <br>Date Claim of Beneficial Use Submitted |

- Name on Permit, Certificate, or Decree: Rogue River Valley Irrigation District
- County: Jackson
- Authorized Use(s) to be Affected by Transfer: Supplemental irrigation
- Priority Date(s): March 31, 1910

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer:

  Four Mile Lake Reservoir, Cascade Canal (waters draining for flowing into), Fish Lake Reservoir

  Tributary to: Klamath Basin for Four Mile Lake Reservoir and Cascade Canal and Rogue River Basin for Fish Lake Reservoir

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

***For applications proposing a Change in Place of Use or Character of Use:***

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  X Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* Cert 80566, 80567, 80569, 80574, 80576 are the certificates subject to this application. The following rights are not subject to this application 65709, 65712, 65713 and Permits S-25915 and S-23210 (see note on next page concerning S-25915)

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*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer* ***must be included in the transfer or be cancelled,*** *except as provided in OAR 690-380-2240(5).*

Permit S-25915 lists this property as place of use. The source of water for this permit is the water supply developed by the Bureau of Reclamation for the Talent Division of the Rogue River Project. The sources of water listed on this permit cannot be delivered to this property. The proof survey for S-25915 will not list this property as having used water from this source.

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- Certificate Number or other identifying number: 80571

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.*

## Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

*(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)*

| If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____) | Source and Priority Date | Township | Range | Mer | Sec | ¼ ¼ | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|---|---|---|---|---|---|---|---|---|
| | **Four Mile Lake Reservoir March 31, 1910** | **36 S** | **5E** | **W M** | **9** | **SW NW** | **36-05-100** | **3600 ft North and 4200 ft East of the SE Cor. Sec. 9, T36S, R5E, W.M. Note: POD description on Certificate is incorrect.** |
| | **Cascade Canal March 31, 1910** | | | | | | | **No POD specified on Certificate.** |
| | **Fish Lake Reservoir March 31, 1910** | **37S** | **4E** | **W M** | **4** | **SE SE** | **37-4E-100** | **4000 ft South and 600 ft East of the NE Cor. Sec. 4, T37S, R4E, W.M.** |
| | **Four Mike Lake Reservoir, Fish Lake Reservoir, Cascade Canal from the North Fork of Little Butte Creek March 31, 1910** | **36S** | **2E** | **W M** | **20** | **SE NE** | **36-2E-20-900** | **40 ft North and 620 ft West from the E1/4 Cor. Sec. 20, T36S, R2E, W.M.** |
| | **Four Mike Lake Reservoir, Fish Lake Reservoir, Cascade from the joint MID and RRVID canal at Bradshaw Drop into the** | **36S** | **1E** | **W M** | **8** | **SW SW** | **36 1E-08-700** | **Survey tie not given on Certificate.** |

| | | | | | | | | |
|---|---|---|---|---|---|---|---|---|
| | **RRVID canal March 31, 1910** | | | | | | | |

- Does the water right being transferred involve a ground water source(s)?

  ☐ Yes  X No *(Surface water source only.)*

  *If "Yes", for each authorized point of appropriation (well) involved, you must either:*

  *A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

  ***or***

  *B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

**Construction of Existing Authorized Point(s) of Appropriation** – ***(Only needed if no well log is available.)***
*Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.*

| OWRD Well No. as identified in table above | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |

- Certificate Number or other identifying number: 80571

*The following information **must be provided** only for those places of use that **are involved in the transfer** (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

**Location of Existing Authorized Place of Use to be Affected:**
*(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)*

| Source and Priority Date | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Acres (if applicable) |
|---|---|---|---|---|---|---|---|
| **Four Mike Lake Reservoir, Fish Lake Reservoir, Cascade Canal March 31, 1910** | 37 S | 1 W | W M | 5 | SW NW | 371W05 -600 | 32.8 Supp |
| **Four Mike Lake Reservoir, Fish Lake Reservoir, Cascade Canal March 31, 1910** | 37 S | 1 W | W M | 5 | SE NW | 371W05 -600 | 37.7 Supp |
| **Four Mike Lake Reservoir, Fish Lake Reservoir, Cascade Canal March 31, 1910** | 37 S | 1 W | W M | 5 | NE SW | 371W05 -900 | 26.1 Supp |
| **Four Mike Lake Reservoir, Fish Lake Reservoir, Cascade Canal March 31, 1910** | 37 S | 1 W | W M | 5 | NW SW | 371W05 -900 | 31.3 Supp |

- Certificate Number or other identifying number: 80571

## 3. PROPOSED CHANGES TO THE WATER RIGHT

*Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.*

**Location of Proposed Point(s) of Diversion or Appropriation:**

*(i.e., the "TO" point(s) of diversion or appropriation)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table only if a Change in Point of Diversion or Appropriation is being proposed.)*

| Source | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|---|---|---|---|---|---|---|---|
| **Four Mike Lake Reservoir, Fish Lake Reservoir, Cascade Canal** | 36 S | 2 W | W M | 13 | SW SW | 362W13-801 DLC 41 | 3961.8 Feet South and 1883.3 Feet East from the NE Corner of DLC 42 in Section 11, T36S, R2W, W.M. |

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No X N/A - *No proposed well(s) listed above.*

  *If "Yes", attach and clearly label the corresponding well log(s) for each proposed well, or if well log(s) are not available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*



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*If "No", describe the anticipated construction for the proposed well(s) in the following table:*

**Construction of Proposed Point(s) of Appropriation or Well(s)**

*Well numbers in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.*

| Well already built? (Yes/No) | If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___) | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |

- Certificate Number or other identifying number: 80571

*Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.*

**Location of Proposed Place of Use:** *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table only if a Change in Place of Use is being proposed.)*

| Source | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Acres (if applicable) |
|---|---|---|---|---|---|---|---|
| **See Attached Table 1** | | | | | | | |
| | | | | | | | |

Remarks: This application anticipates the transfer of an irrigation water right to municipal use by the City of Central Point. The point of diversion being added is the intake to the pumping plant of Medford Water Commission located on the Rogue River. It is anticipated that the water will be released by RRVID to flow through Little Butte Creek to the Rogue River, then down the Rogue River to the Medford Water Commission intake. This transfer application is the same as T-10120 for POD and POU.

# Water Right Transfer Supplemental Form A
## DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

*List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.*

*Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.*

- Certificate Number or other identifying number: 80574

## 1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

| Point of Diversion or Appropriation | Place of Use | Character of Use |
|---|---|---|
| ☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.)<br>X **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.)<br>☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.)<br>☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.)<br>☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.)<br>☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.) | ☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)<br>X **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) | Proposed new use:<br>☐ **Irrigation**<br>X **Municipal**<br>☐ **Quasi-municipal**<br>☐ **Commercial**<br>☐ **Industrial**<br>☐ **Instream** (complete and attach ***Supplemental Form C***)<br>☐ **Domestic** (indicate number of households) _____<br>☐ **Other** _____<br>☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.)<br>☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.) |

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## 2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

| | | | |
|---|---|---|---|
| X | Certificated Right | 80574<br>Certificate Number | 1705<br>Permit Number or Decree Name |
| ☐ | Adjudicated, Non-certificated Right | <br>Name of Decree | <br>Page Number |
| ☐ | Permit for which Proof has been Approved | <br>Permit Number | <br>Date Claim of Beneficial Use Submitted |
| ☐ | Transferred Right for which Proof has been Filed | <br>Previous Transfer Number | <br>Date Claim of Beneficial Use Submitted |

- Name on Permit, Certificate, or Decree: Rogue River Valley Irrigation District
- County: Jackson
- Authorized Use(s) to be Affected by Transfer: Supplemental irrigation
- Priority Date(s): June 24, 1913

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

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- Source(s) of Water to be Affected by Transfer:

  Antelope Creek

  Tributary to: Little Butte Creek

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

***For applications proposing a Change in Place of Use or Character of Use:***

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  **X** Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* Cert 80566, 80567, 80569, 80571, 80576 are the certificates subject to this application. The following rights are not subject to this application 65709, 65712, 65713 and Permits S-25915 and S-23210 (see note on next page concerning S-25915)

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer* ***must be included in the transfer or be cancelled****, except as provided in OAR 690-380-2240(5).*

Permit S-25915 lists this property as place of use. The source of water for this permit is the water supply developed by the Bureau of Reclamation for the Talent Division of the Rogue River Project. The sources of water listed on this permit cannot be delivered to this property. The proof survey for S-25915 will not list this property as having used water from this source.

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- Certificate Number or other identifying number: 80574

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

**Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:**
*(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)*

| If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____) | Source and Priority Date | Township | Range | Mer | Sec | ¼ ¼ | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|---|---|---|---|---|---|---|---|---|
| | **Antelope Creek**<br>**June 24, 1913** | **36 S** | **1 E** | **W M** | **30** | **SW NE** | **361E30-1803** | **1430 ft East of the E ¼ Cor of Sec. 30, T36S, R1E, W.M.**<br>**Note: the POD listed on the certificate is in error. The location on the cert. is the location where the RRVID canal crosses Antelope Cr.** |

- Does the water right being transferred involve a ground water source(s)?

☐ Yes **X** No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

*A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

***or***

*B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

**Construction of Existing Authorized Point(s) of Appropriation** – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

| OWRD Well No. as identified in table above | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | |
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| OWRD Well No. as identified in table above | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | |

- Certificate Number or other identifying number: 80574

*The following information* ***must be provided*** *only for those places of use that* ***are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)*** *Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below* ***only*** *if the information is reflected on the existing water right.*

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**Location of Existing Authorized Place of Use to be Affected:**

*(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)*

| Source and Priority Date | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Acres (if applicable) |
|---|---|---|---|---|---|---|---|
| **Antelope Creek June 24, 1913** | 37 S | 1 W | W M | 5 | SW NW | 371W05 -600 | 32.8 sup |
| **Antelope Creek June 24, 1913** | 37 S | 1 W | W M | 5 | SE NW | 371W05 -600 | 37.7 sup |
| **Antelope Creek June 24, 1913July** | 37 S | 1 W | W M | 5 | NE SW | 371W05 -900 | 26.1 Supp |
| **Antelope Creek June 24, 1913** | 37 S | 1 W | W M | 5 | NW SW | 371W05 -900 | 31.3 Supp |

- Certificate Number or other identifying number: 80574

## 3. PROPOSED CHANGES TO THE WATER RIGHT

*Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.*

**Location of Proposed Point(s) of Diversion or Appropriation:**

*(i.e., the "TO" point(s) of diversion or appropriation)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table* ***only*** *if a Change in Point of Diversion or Appropriation is being proposed.)*

| Source | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|---|---|---|---|---|---|---|---|
| **Antelope Creek June 24, 1913** | **36 S** | 2 W | **W M** | **13** | SW NW | 362W13-801 DLC 41 | 3961.8 Feet South and 1883.3 Feet East from the NE Corner of DLC 42 in Section 11, T36S, R2W, W.M. |

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No X N/A - *No proposed well(s) listed above.*

T 10465

*If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

**Construction of Proposed Point(s) of Appropriation or Well(s)**

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

| Well already built? (Yes/No) | If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-___) | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |

- Certificate Number or other identifying number: 80574

*Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.*

**Location of Proposed Place of Use:** *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

| Source | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Acres (if applicable) |
|---|---|---|---|---|---|---|---|
| **See Attached Table 1** | | | | | | | |
| | | | | | | | |

Remarks This application anticipates the transfer of an irrigation water right to municipal use by the City of Central Point. The point of diversion being added is the intake to the pumping plant of Medford Water Commission located on the Rogue River. It is anticipated that the water will be released by RRVID to flow through Little Butte Creek to the Rogue River, then down the Rogue River to the Medford Water Commission intake. This transfer application is the same as T-10120 for POD and POU.

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# Table 1

**Location of Proposed Place of Use**
**Medford Irrigation District and**
**Naumes Properties LLC**
**to**
**City of Central Point**

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| Township | Range | Section | Qtr-Qtr |
|---|---|---|---|
| 36 S | 2 W | 34 | NESW |
| 36 S | 2 W | 34 | SESW |
| 36 S | 2 W | 34 | NESE |
| 36 S | 2 W | 34 | NWSE |
| 36 S | 2 W | 34 | SWSE |
| 36 S | 2 W | 34 | SESE |
| 36 S | 2 W | 35 | SWSW |
| 36 S | 2 W | 35 | SESE |
| 36 S | 2 W | 36 | SENW |
| 36 S | 2 W | 36 | NESW |
| 36 S | 2 W | 36 | SWSW |
| 36 S | 2 W | 36 | SESW |
| 37 S | 2 W | 1 | NENW |
| 37 S | 2 W | 1 | NWNW |
| 37 S | 2 W | 1 | SWNW |
| 37 S | 2 W | 1 | SENW |
| 37 S | 2 W | 1 | NESW |
| 37 S | 2 W | 1 | NWSW |
| 37 S | 2 W | 1 | SWSW |
| 37 S | 2 W | 1 | SESW |
| 37 S | 2 W | 2 | NENE |
| 37 S | 2 W | 2 | SENE |
| 37 S | 2 W | 2 | NWNW |
| 37 S | 2 W | 2 | SWNW |
| 37 S | 2 W | 2 | SENW |
| 37 S | 2 W | 2 | NESW |
| 37 S | 2 W | 2 | NWSW |
| 37 S | 2 W | 2 | SWSW |
| 37 S | 2 W | 2 | SESW |
| 37 S | 2 W | 2 | NESE |
| 37 S | 2 W | 2 | NWSE |
| 37 S | 2 W | 2 | SWSE |
| 37 S | 2 W | 2 | SESE |

| Township | Range | Section | Qtr-Qtr |
|---|---|---|---|
| 37 S | 2 W | 3 | NENE |
| 37 S | 2 W | 3 | NWNE |
| 37 S | 2 W | 3 | SWNE |
| 37 S | 2 W | 3 | SENE |
| 37 S | 2 W | 3 | NENW |
| 37 S | 2 W | 3 | NWNW |
| 37 S | 2 W | 3 | SWNW |
| 37 S | 2 W | 3 | SENW |
| 37 S | 2 W | 3 | NESW |
| 37 S | 2 W | 3 | NWSW |
| 37 S | 2 W | 3 | SWSW |
| 37 S | 2 W | 3 | SESW |
| 37 S | 2 W | 3 | NESE |
| 37 S | 2 W | 3 | NWSE |
| 37 S | 2 W | 3 | SWSE |
| 37 S | 2 W | 3 | SESE |
| 37 S | 2 W | 10 | NENE |
| 37 S | 2 W | 10 | NWNE |
| 37 S | 2 W | 10 | SWNE |
| 37 S | 2 W | 10 | SENE |
| 37 S | 2 W | 10 | NENW |
| 37 S | 2 W | 10 | NWNW |
| 37 S | 2 W | 10 | SWNW |
| 37 S | 2 W | 10 | SENW |
| 37 S | 2 W | 10 | NESW |
| 37 S | 2 W | 10 | NWSW |
| 37 S | 2 W | 10 | SWSW |
| 37 S | 2 W | 10 | SESW |
| 37 S | 2 W | 10 | NESE |
| 37 S | 2 W | 10 | NWSE |
| 37 S | 2 W | 10 | SWSE |
| 37 S | 2 W | 10 | SESE |
| 37 S | 2 W | 11 | NENE |
| 37 S | 2 W | 11 | NWNE |
| 37 S | 2 W | 11 | SWNE |

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| | | | | | | | |
|---|---|---|---|---|---|---|---|
| 37 S | 2 W | 11 | SENE | 37 S | 2 W | 11 | SWSE |
| 37 S | 2 W | 11 | NENW | 37 S | 2 W | 11 | SESE |
| 37 S | 2 W | 11 | NWNW | | | | |
| 37 S | 2 W | 11 | SWNW | 37 S | 2 W | 12 | NENW |
| 37 S | 2 W | 11 | SENW | 37 S | 2 W | 12 | NWNW |
| 37 S | 2 W | 11 | NESW | 37 S | 2 W | 12 | SWNW |
| 37 S | 2 W | 11 | NWSW | 37 S | 2 W | 12 | SENW |
| 37 S | 2 W | 11 | SWSW | 37 S | 2 W | 12 | NESW |
| 37 S | 2 W | 11 | SESW | 37 S | 2 W | 12 | NWSW |
| 37 S | 2 W | 11 | NESE | 37 S | 2 W | 12 | SWSW |
| 37 S | 2 W | 11 | NWSE | 37 S | 2 W | 12 | SESW |

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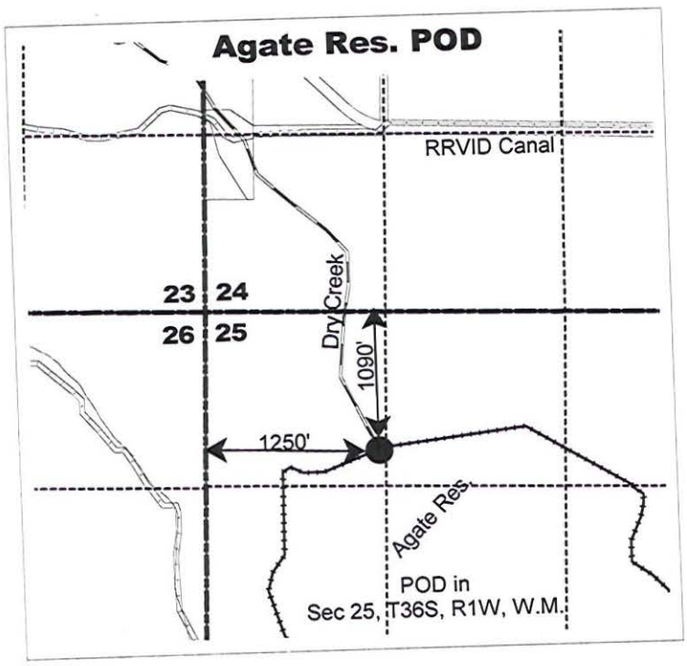
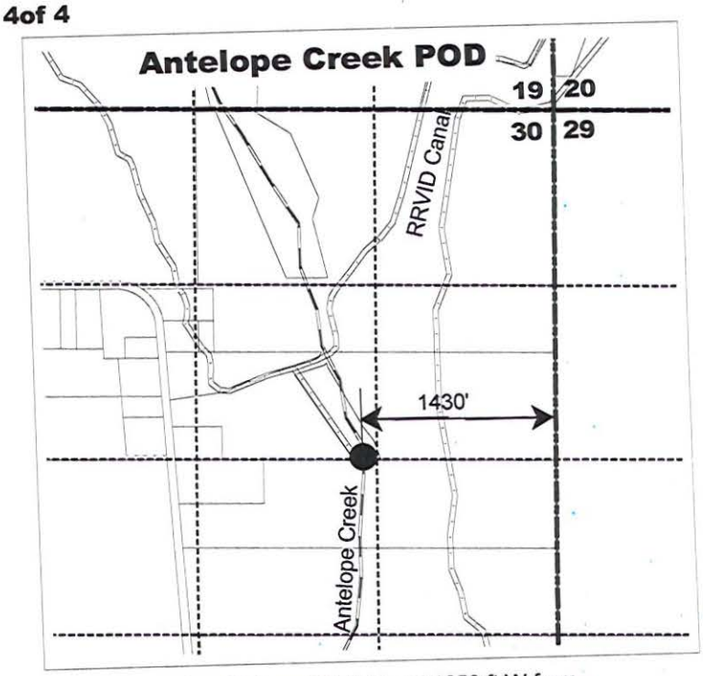
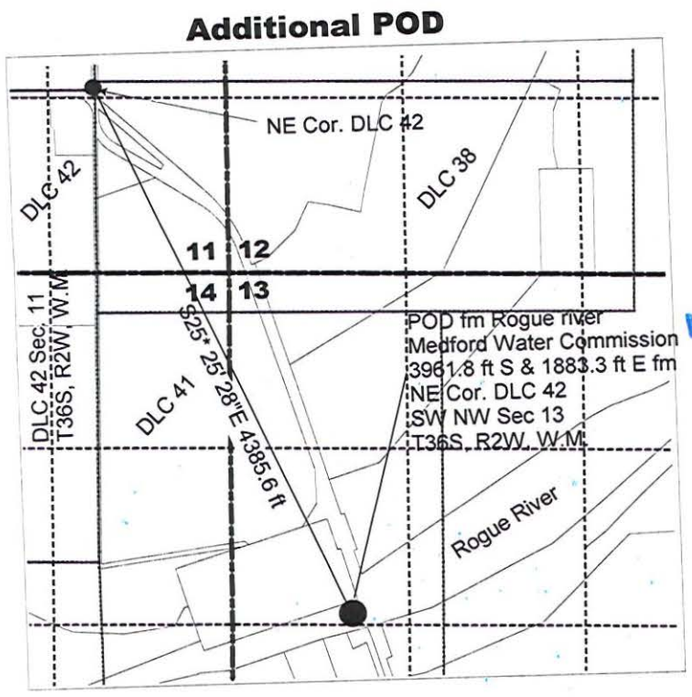
# Water Right Transfer Application Map
## From
# T 37 S, R 1 W, Sec 5, W.M. Tax lots 600 & 900
## To
## City of Central Point
### Map of Point of Diversion
### Map 4of 4




Note: Cert. lists POD as 770 ft N and 1650 ft W from E 1/4 Cor. That location is where the Canal corsses Antelope Cr. The actual location of POD is as listed here.




Certified Water Right Examiner
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Herbert A. Farber
November 19, 1987
STATE OF OREGON

RENEWAL DATE 12-31-07

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**Note: This map is not to be used for property line location. It is for water right proposes only.**

**Scale all maps**
**1" = 1320'**


FARBER SURVEYING
PO Box 5286
Central Point, Oregon 97502
Phone 541-664-5599
Fax 541-664-5603
Email hafarber@charter.net

Farber & Sons, Inc.
431 Oak Street
Central Point, Oregon

Tax ID: 93-1057173


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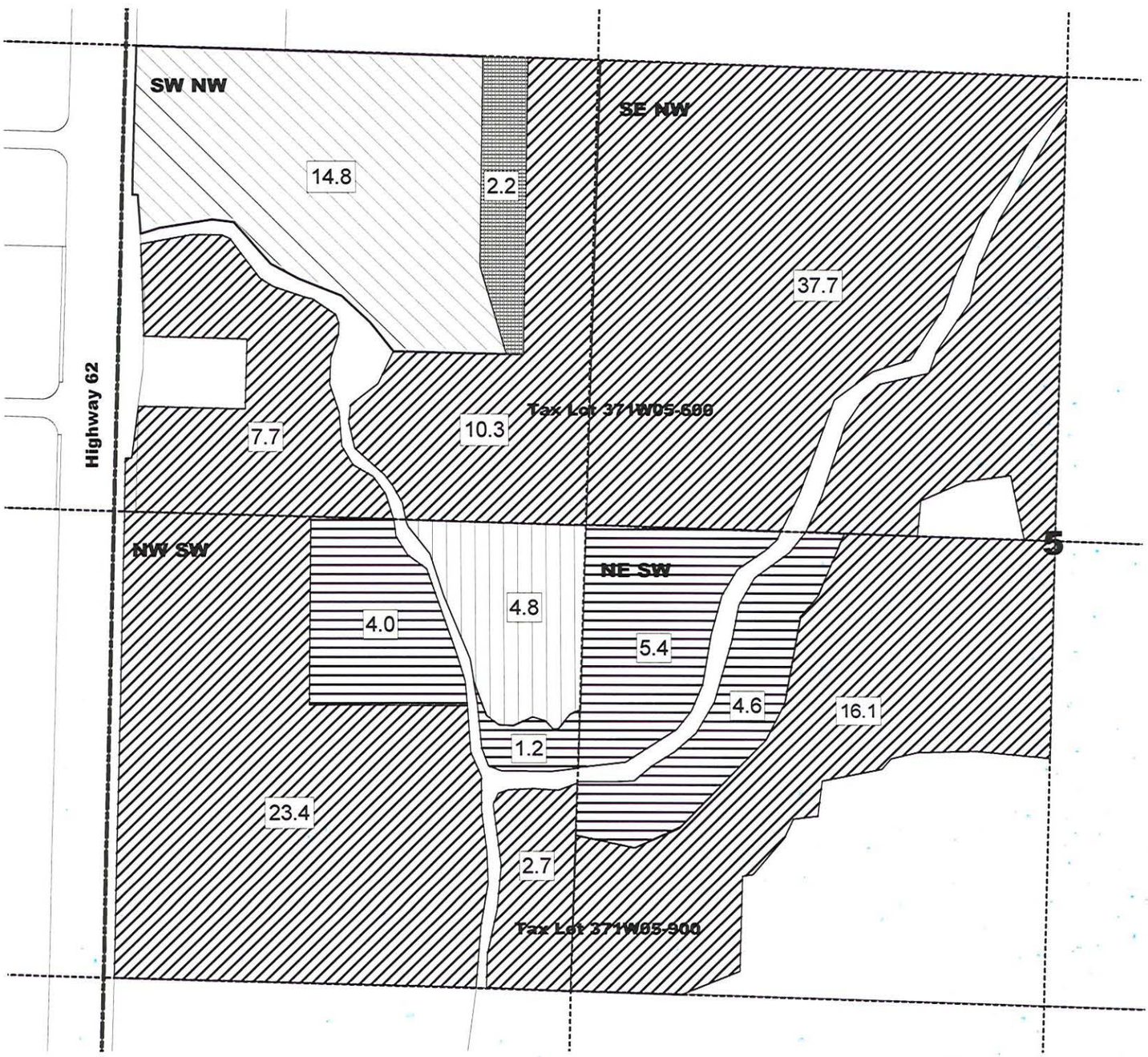
# Water Right Transfer Application Map
## From
# T 37 S, R 1 W, Sec 5, W.M. Tax lots 600 & 900
## To
## City of Central Point

**Map of primary water rights**
**Map 1 of 4**

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045
Herbert A. Farber
November 19, 1987
STATE OF OREGON
RENEWAL DATE 12-31-07

## Legend

- Cert 80566 remaining
- Cert 80566 to be transferred
- Cert 80567 remaining
- Cert 80567 to be transferred
- Cert 80569 primary transferred
- Section Line
- Quarter quarter line

**Note: This map is not to be used for property line location. It is for water right proposes only.**

**Scale 1" = 400'**


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## From
# T 37 S, R 1 W, Sec 5, W.M. Tax lots 600 & 900
## To
## City of Central Point

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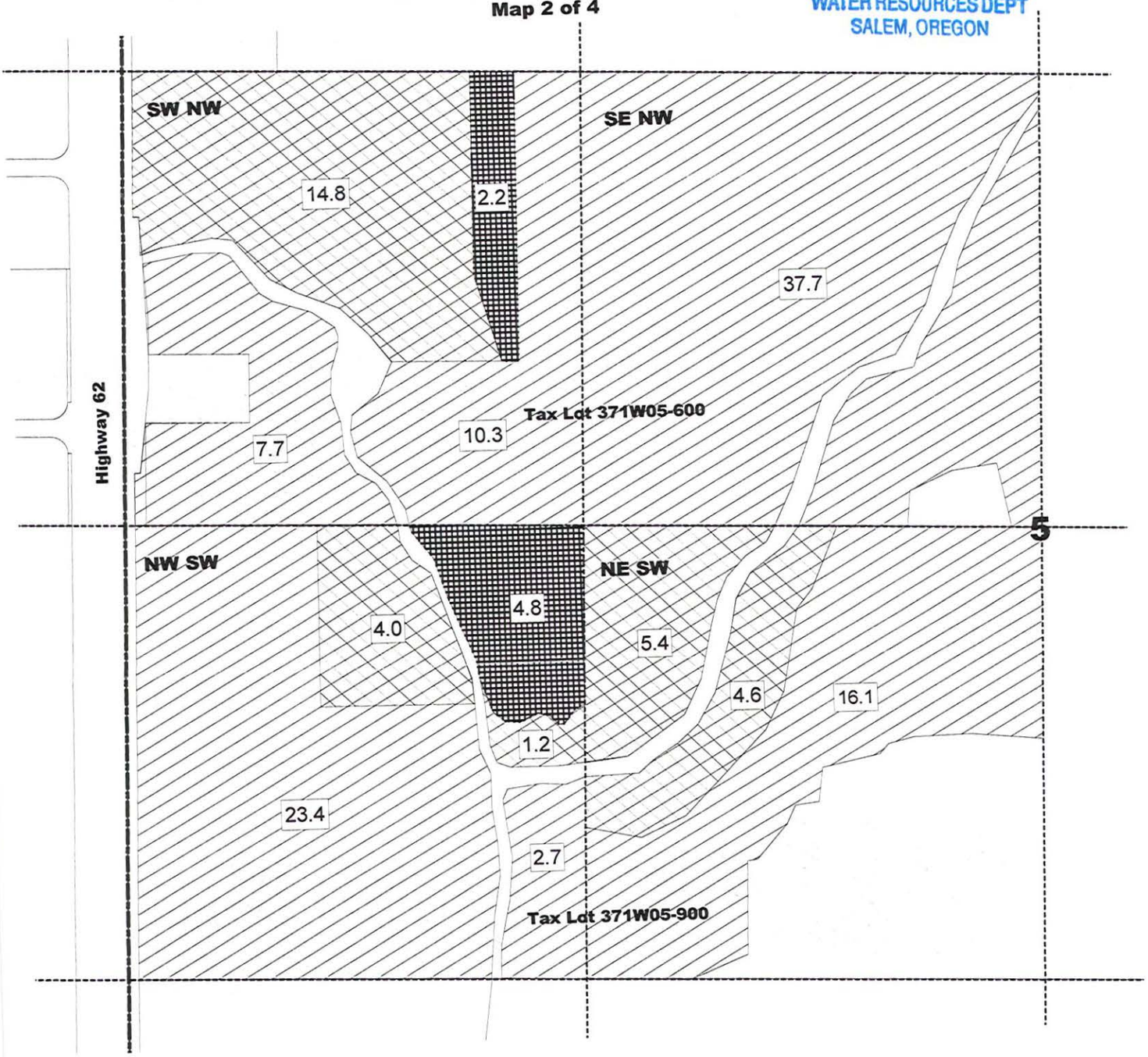
**Map of supplemental water rights**
**Map 2 of 4**




**Note: This map is not to be used for property line location. It is for water right proposes only.**

Certified Water Right Examiner
45
Herbert A. Farber
November 19, 1987
STATE OF OREGON

RENEWAL DATE 12-31-09

## Legend

- Supp Cert 80569 to be transferred
- Supp Cert 80569, 80571 & 80574 remaining
- Supp Cert 80571 & 80574 to be transferred
- Section Line
- Quarter quarter line

**Scale 1" = 400'**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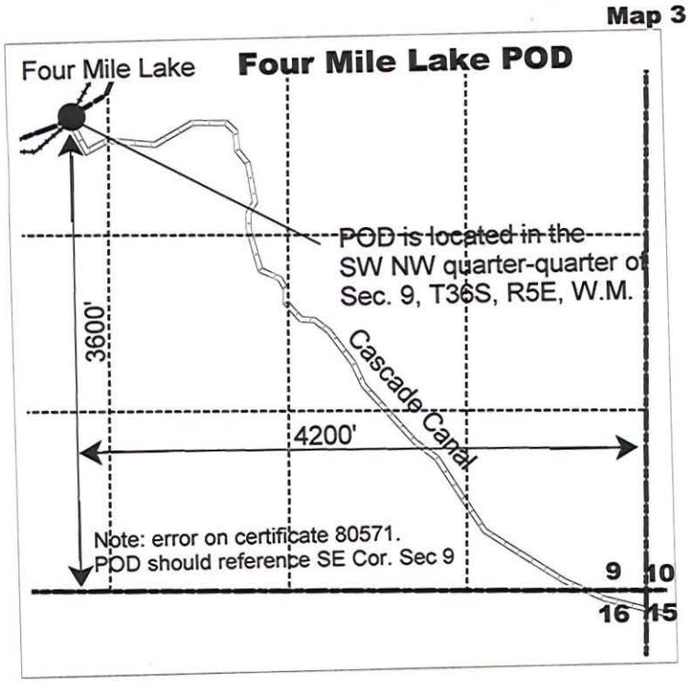
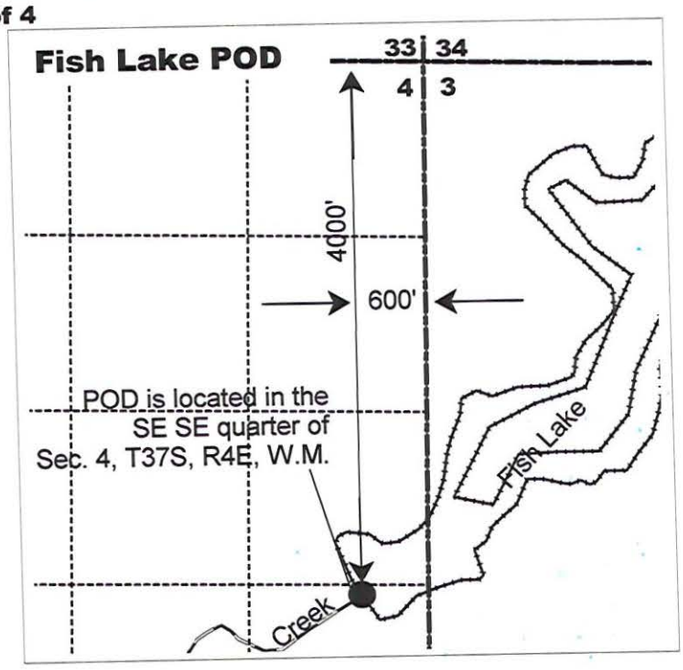
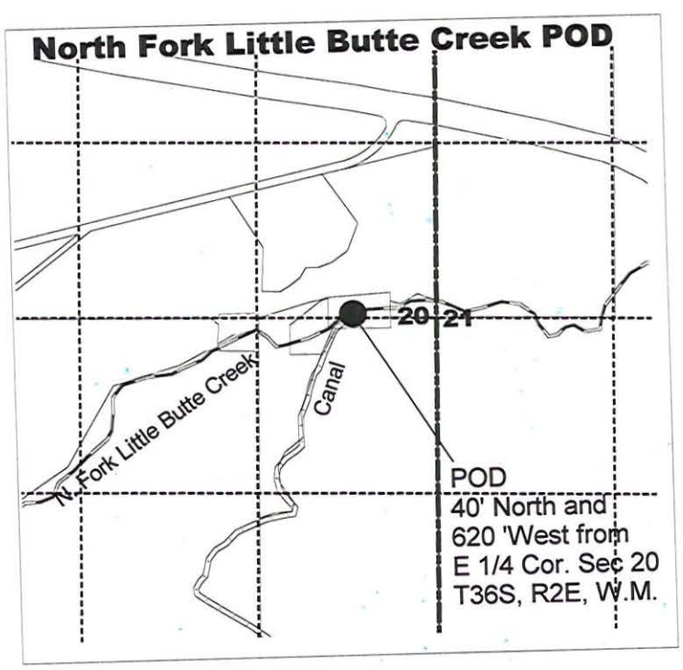
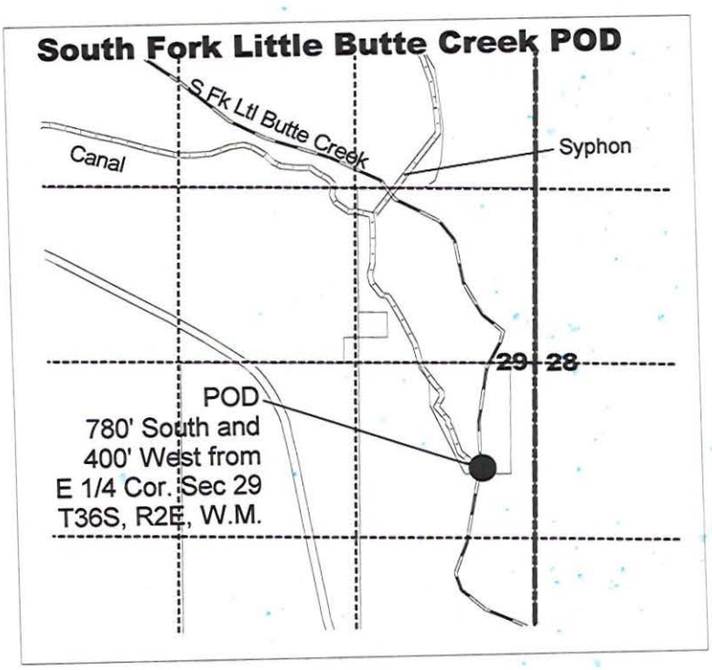
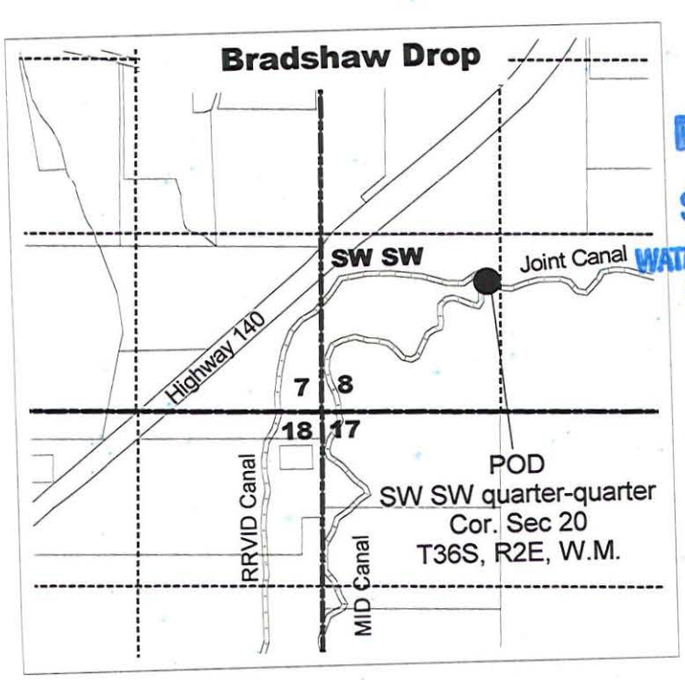
# Water Right Transfer Application Map
## From
# T 37 S, R 1 W, Sec 5, W.M. Tax lots 600 & 900
## To
## City of Central Point
### Map of Point of Diversion
### Map 3 of 4

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Herbert A. Farber
November 19, 1987
STATE OF OREGON

RENEWAL DATE 12-31-07

**Note: This map is not to be used for property line location. It is for water right proposes only.**

**Scale all maps**
**1" = 1320'**

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Oregon Water Resources Department

# Land Use Information Form

*THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.*

Applicant Name: Rogue River Valley Irrigation District

Mailing Address: 3139 Merriman Road

City: Medford State: OR Zip: 97501 Day Phone: 541-773-6127

This application is related to a Measure 37 claim. ☐ Yes ☑ No

## A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

| Township | Range | Section | ¼ ¼ | Tax Lot # | Plan Designation (e.g. Rural Residential/RR-5) | Water to be: | Proposed Land Use: |
|---|---|---|---|---|---|---|---|
| 36S | 2W | 34-36 | | City UGB | City of Central Point | ☐ Diverted ☑ Conveyed ☑ Used | Municipal |
| 37S | 2W | 1-3 | | City UGB | City of Central Point | ☐ Diverted ☑ Conveyed ☑ Used | Municipal |
| 37S | 2W | 10-12 | | City UGB | City of Central Point | ☐ Diverted ☑ Conveyed ☑ Used | Municipal |
| | | | | | | ☐ Diverted ☐ Conveyed ☐ Used | |

* City UGB is understood to include areas in CP/MWC agreement.

List all counties and cities where water is proposed to be diverted, conveyed, or used. Jackson County
City of Central Point

## B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

☐ Permit to Use or Store Water ☑ Water-Right Transfer ☐ Exchange of Water
☐ Allocation of Conserved Water ☐ Limited Water Use License
☐ Permit Amendment or Ground Water Registration Modification

Source of water: ☑ Reservoir/Pond ☐ Ground Water ☑ Surface Water (name) Multiple sources

Estimated quantity of water needed: 575.55 ☐ cubic feet per second ☐ gallons per minute ☑ acre-feet

Intended use of water: ☐ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for _____ household(s)
☑ Municipal ☐ Quasi-municipal ☐ Instream ☐ Other _____

Briefly describe: This transfer is converting 127.9 acres of water right served by the Rogue River Valley Irrigation District to Municipal use for the City of Central Point.

**Note to applicant:** *If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt below and include it with the application filed with the Water Resources Department.*

---

## Receipt for Request for Land Use Information

State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

T 10465

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SALEM, OREGON

## For Local Government Use Only

*The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.*

*This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.*

**Please check the appropriate box below and provide the requested information**

☐ Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): _____.

☐ Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.)
**If approvals have been obtained but all appeal periods have not ended, check "Being pursued".**

| Type of Land-Use Approval Needed (e.g. plan amendments, rezones, conditional-use permits, etc.) | Cite Most Significant, Applicable Plan Policies & Ordinance Section References | Land-Use Approval: | |
|---|---|---|---|
| | | ☐ Obtained<br>☐ Denied | ☐ Being pursued<br>☐ Not being pursued |
| | | ☐ Obtained<br>☐ Denied | ☐ Being pursued<br>☐ Not being pursued |
| | | ☐ Obtained<br>☐ Denied | ☐ Being pursued<br>☐ Not being pursued |
| | | ☐ Obtained<br>☐ Denied | ☐ Being pursued<br>☐ Not being pursued |
| | | ☐ Obtained<br>☐ Denied | ☐ Being pursued<br>☐ Not being pursued |

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

The language in theCP/MCW agreement authorizes the City (PURCHASE to serve areas outside city limits which include the UGB, Future Urban Reserve Area, and Areas within the Seven Oaks Interchange Area of Mutual Planning Concern as described in the Central Point Comprehensive Plan which may be modified from time to time.

Name: Thomas F. Humphrey Title: Community Devel. Dir.

Signature: _____ Phone: 541-423-1025 Date: 9/7/07

Government Entity: City Of Central Point

**Note to local government representative:** *Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.*

---

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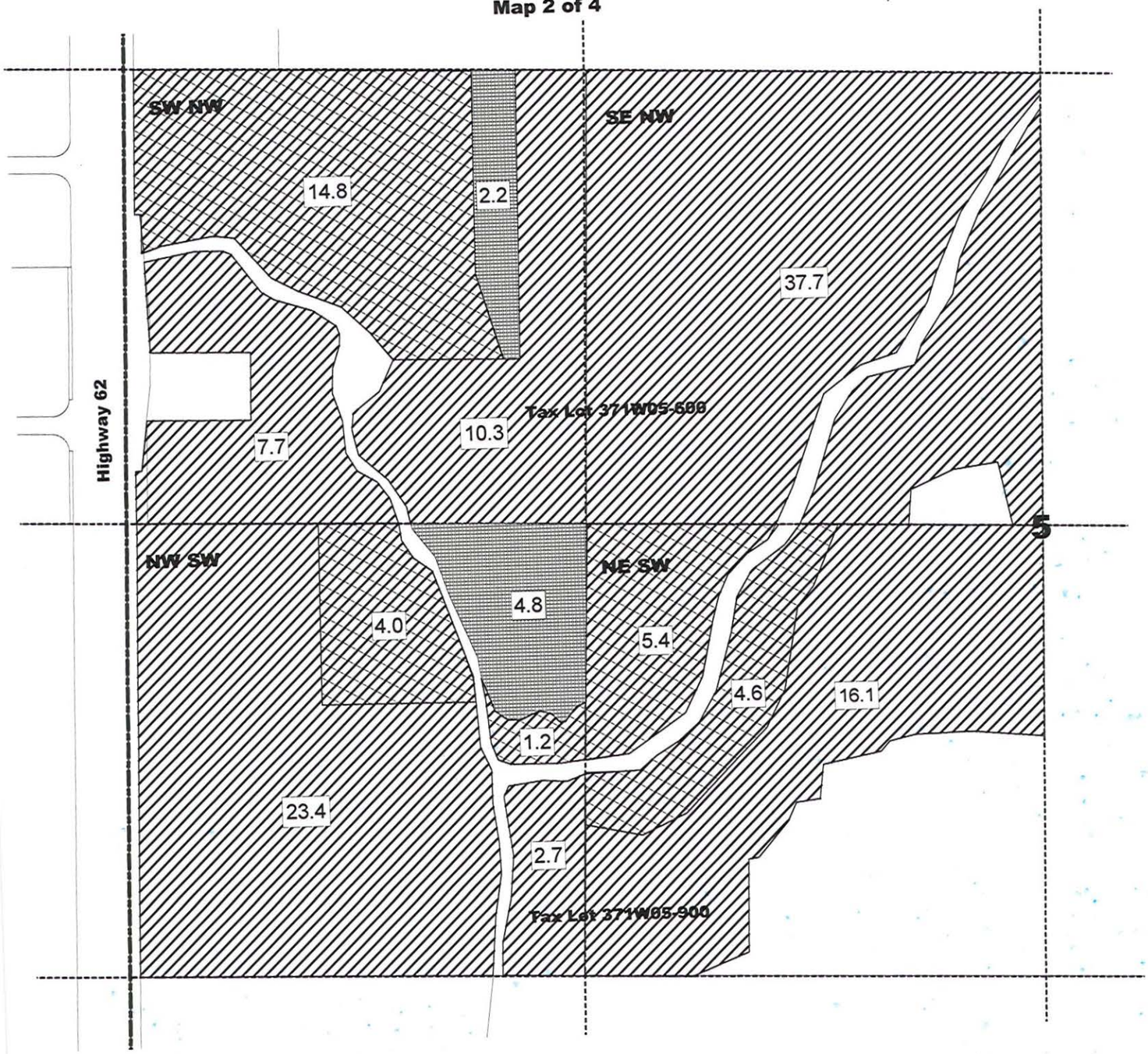
# Water Right Transfer Application Map
## From
# T 37 S, R 1 W, Sec 5, W.M. Tax lots 600 & 900
## To
## City of Central Point

Superseded by map received 8/25/08

**Map of supplemental water rights**
**Map 2 of 4**




**Note: This map is not to be used for property line location. It is for water right proposes only.**

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Certified Water Right Examiner
045
Herbert A. Farber
November 19, 1987
STATE OF OREGON

RENEWAL DATE 12-31-07

## Legend

- Cert 80569 Supp to be transferred
- Supp Cert 80569, 80571, 80574 & 80576 remaining
- Supp Cert 80571, 80574 & 80576 to be transferred
- Section Line
- Quarter quarter line

Scale 1" = 400'


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Central Point, Oregon 97502
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Fax 541-664-5603
Email hafarber@charter.net

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431 Oak Street
Central Point, Oregon

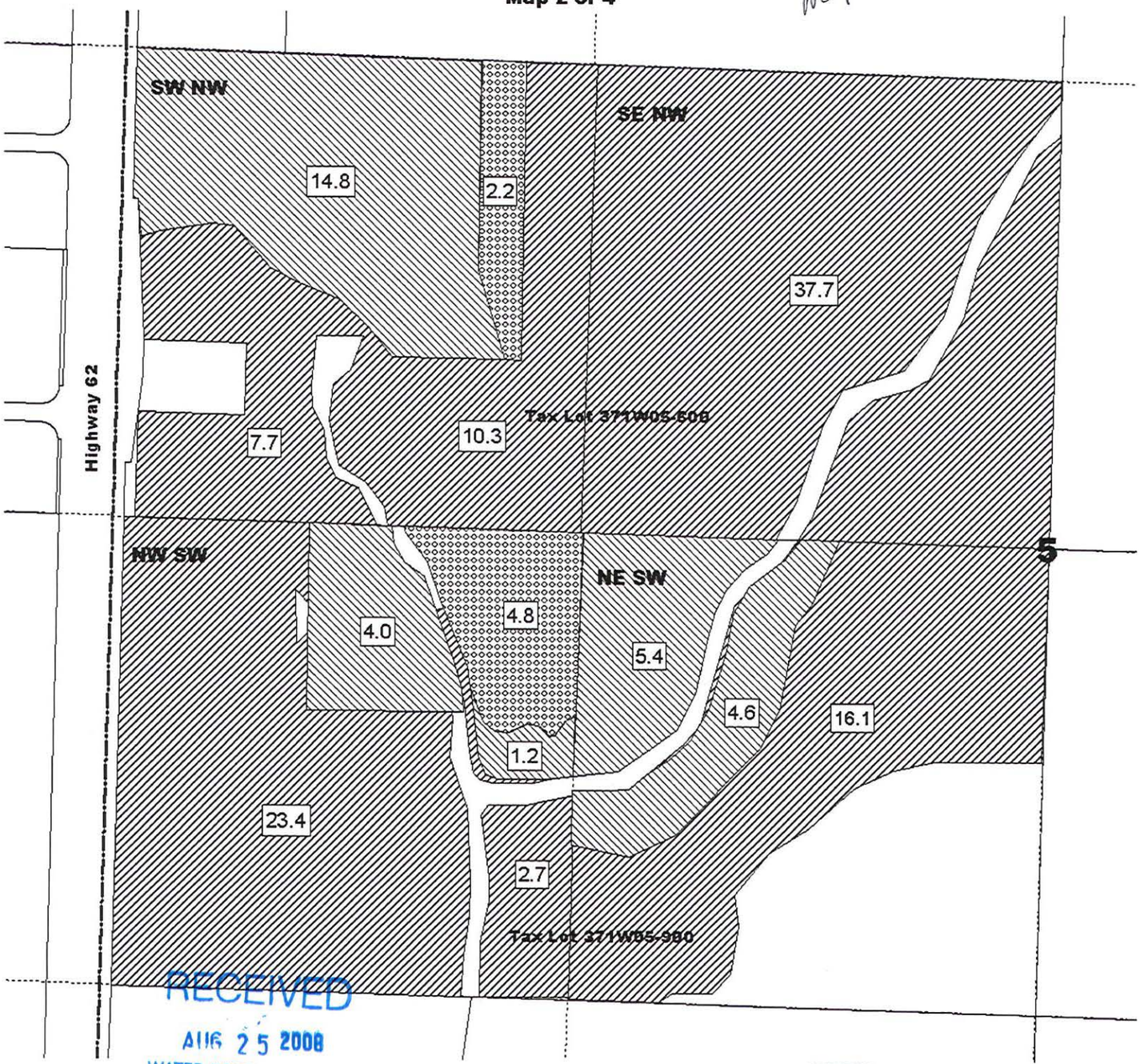
Tax ID: 93-1057173


T 10465

# Water Right Transfer Application Map
## From
# T 37 S, R 1 W, Sec 5, W.M. Tax lots 600 & 900
## To
## City of Central Point

Superseded by map received 9/4/08

**Map of supplemental water rights**
**Map 2 of 4**

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November 19, 1987
STATE OF OREGON
RENEWAL DATE 12-31-09

**Note: This map is not to be used for property line location. It is for water right proposes only.**

Lengen

- Supp Cert 80569 to be transferred
- Supp Cert 80569, 80571 & 80574 remaining
- Supp Cert 80571 & 80574 to be transferred
- Section Line
- Quarter quarter line

**Scale 1" = 400'**


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Tax ID: 93-1057173

# Vacinity Map
# Water right transfer
# To
# City of Central Point

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R2W R1W R1E R2E R3E R4E R5E

T 34 S
T 35 S
T 36 S
T 37 S

Medford Water Commission
POD from Rogue River

Rogue River

Bradshaw Drop

Little Butte Creek

Joint Canal

POD from
North Fork Little Butte Creek

POD from
Four Mile Lake

Cascade Canal

Transfer to
City of Central Point

RRVID Canal

POD from
Antelope Creek

North Fork Little Butte Creek

MID Canal

POD from
Agate Lake Res.

Dry Creek

Antelope Creek

POD from
South Fork Little Butte Creek

POD from
Fish Lake

South Fork Little Butte Creek

Transfer from

Note: This map is for water right purposes only. It is not to be used for property line location.

This map is intended for use to shown the relative location of the different POD's of this water right transfer.

Certified Water Right Examiner
045
Herbert A. Farber
November 19, 1987
STATE OF OREGON

RENEWAL DATE 12-31-07

N

Scale 1" = 2.25 Mile

FARBER SURVEYING
PO Box 5286
Central Point, Oregon 97502
Phone 541-664-5599
Fax 541-664-5603
Email hafarber@charter.net

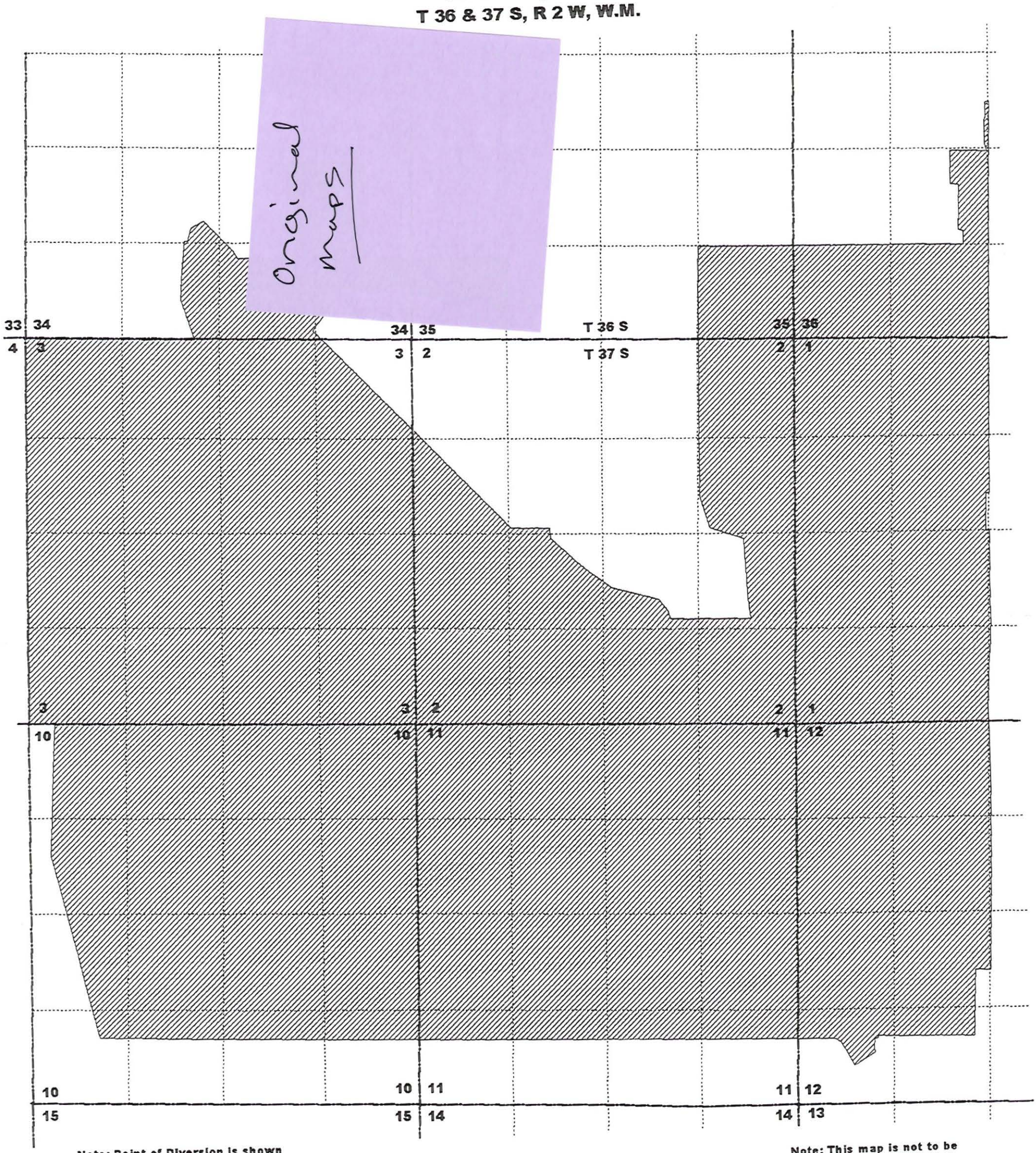
Farber & Sons, Inc.
431 Oak Street
Central Point, Oregon

Tax ID; 93-1057173

T 10465

**Water Right Transfer Application Map**
**From**
# T 37 S, R 1 W, Sec 5, W.M. Tax lots 600 & 900
**To**
**City of Central Point**
**For Municipal Use**
**T 36 & 37 S, R 2 W, W.M.**

Original Maps




**Note: Point of Diversion is shown on attached maps 2 through 4 of 4. The water will use the existing system of the City of Central Point for transmission and distrubution.**

## Legend

- Area of Municipal coverage
- Section Line
- Quarter quarter line

Certified Water Right Examiner
345
Herbert A. Farber
November 19, 1987
STATE OF OREGON
RENEWAL DATE 12-31-09

RECEIVED
AUG 25 2008
WATER RESOURCES DEPT.
SALEM, OREGON

**Note: This map is not to be used for property line location. It is for water right proposes only.**

**Scale all maps**
**1" = 1320'**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SALEM, OREGON

# Water Right Transfer Application Map

From

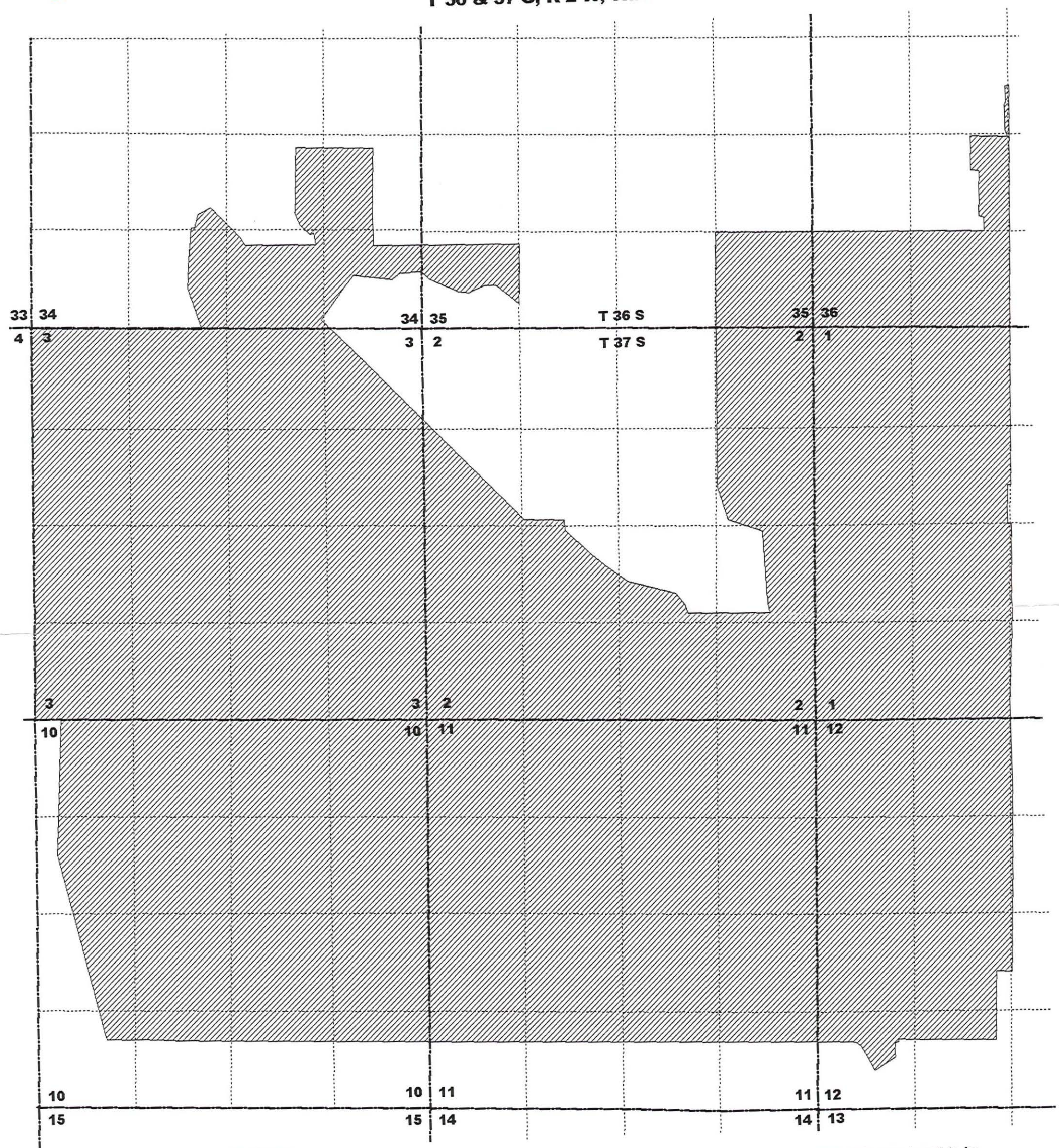
## T 37 S, R 1 W, Sec 5, W.M. Tax lots 600 & 900

To

City of Central Point

For Municipal Use

T 36 & 37 S, R 2 W, W.M.




**Note: Point of Diversion is shown on attached maps 2 through 4 of 4. The water will use the existing system of the City of Central Point for transmission and distrubution.**

Legend

- Area of Municipal coverage
- Section Line
- Quarter quarter line

Certified Water Right Examiner
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Herbert A. Farber
November 19, 1987
STATE OF OREGON
RENEWAL DATE 12-31-09

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**Scale all maps**
**1" = 1320'**

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Tax ID; 93-1057173

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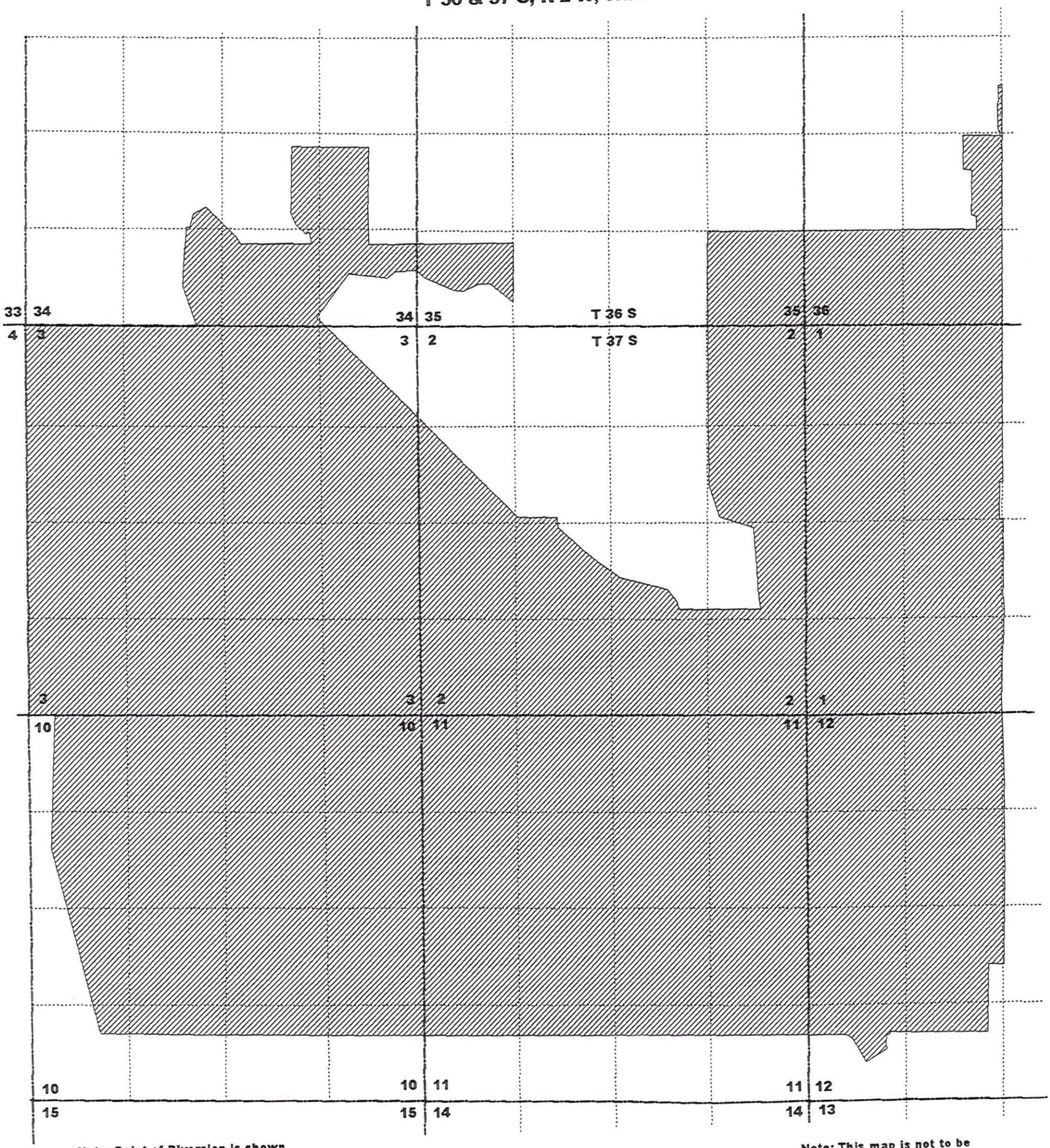
City of Central Point
For Municipal Use
T 36 & 37 S, R 2 W, W.M.




Note: Point of Diversion is shown on attached maps 2 through 4 of 4. The water will use the existing system of the City of Central Point for transmission and distrubution.

Legend

- Area of Municipal coverage
- Section Line
- Quarter quarter line

Certified Water Right Examiner
045
Herbert A. Farber
November 19, 1987
STATE OF OREGON
RENEWAL DATE 12-31-09

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Note: This map is not to be used for property line location. It is for water right proposes only.

Scale all maps
1" = 1320'

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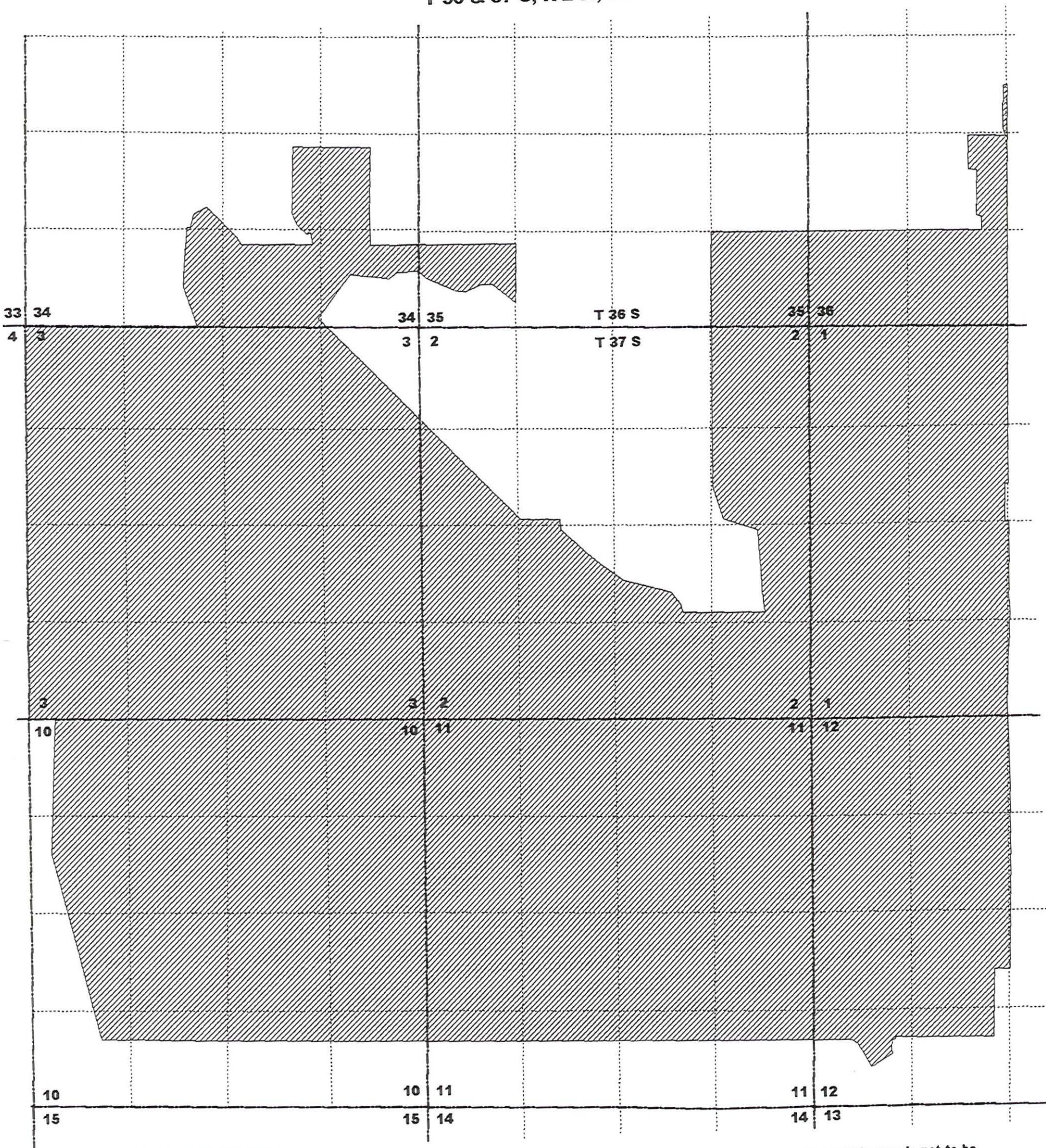
For Municipal Use
T 36 & 37 S, R 2 W, W.M.




Note: Point of Diversion is shown on attached maps 2 through 4 of 4. The water will use the existing system of the City of Central Point for transmission and distrubution.

Legend

- Area of Municipal coverage
- Section Line
- Quarter quarter line

Certified Water Right Examiner
945
Herbert A. Farber
November 19, 1987
STATE OF OREGON
RENEWAL DATE 12-31-09

RECEIVED
AUG 25 2008
WATER RESOURCES DEPT.
SALEM, OREGON

Note: This map is not to be used for property line location. It is for water right proposes only.

Scale all maps
1" = 1320'

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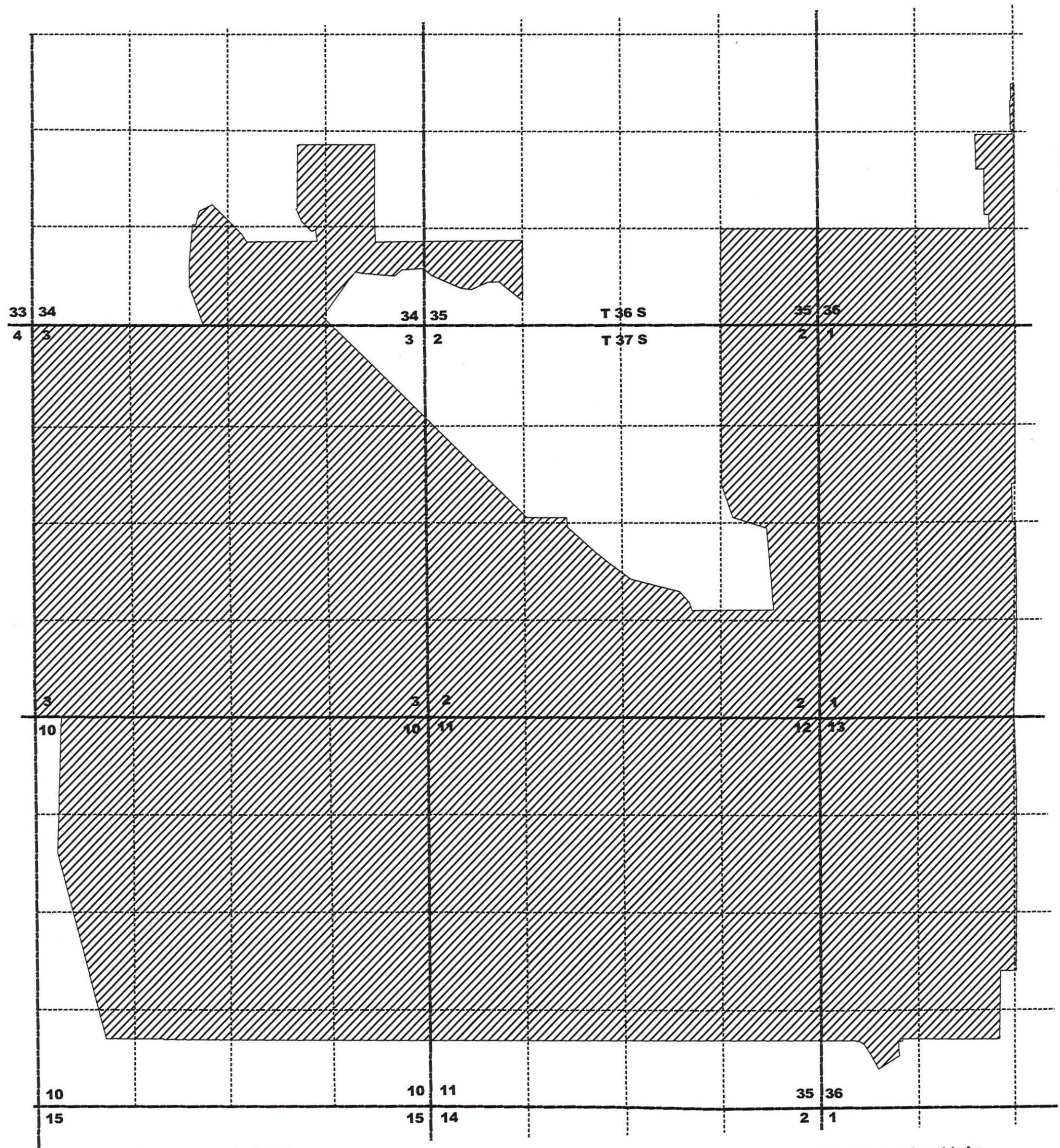
Tax ID: 93-1057173

# Water Right Transfer Application Map
## From
## T 37 S, R 1 W, Sec 5, W.M. Tax lots 600 & 900
## To
## City of Central Point
## For Municipal Use

Superseded by map received 8/25/08




**Note: Point of Diversion is shown on attached maps 2 through 4 of 4. The water will use the existing system of the City of Central Point for transmission and distrubution.**

**Note: This map is not to be used for property line location. It is for water right proposes only.**

T 10465

### Legend

- Area of Municipal coverage
- Section Line
- Quarter quarter line

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SEP 27 2007
WATER RESOURCES DEPT
SALEM, OREGON

Certified Water Right Examiner
045
Herbert A. Farber
November 19, 1987
STATE OF OREGON

RENEWAL DATE 12-31-07

**Scale all maps**
**1" = 1320'**


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Tax ID: 93-1057173

# Water Right Transfer Supplemental Form B
## AFFIDAVIT ATTESTING TO THE USE OF WATER

RECEIVED
SEP 27 2007
WATER RESOURCES DEPT
SALEM, OREGON

State of Oregon )
) ss
County of Jackson )

I, Steve Benston, in my capacity as President of Rogue River Valley Irrigation District.,

mailing address 3139 Marriman Rd, Medford, OR, 97501

telephone number (541) 773-6127, being first duly sworn depose and say:

1. I attest that:

X Water was used during the previous five years on the entire authorized place of use of the water right proposed for transfer as described on the accompanying transfer application; **or**

☐ The water right was leased instream at some time within the last five years. The instream lease number is as follows: IL-863; **or**

☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

2. My knowledge of the exercise or status of the water right is based on (check one):

X Personal observation ☐ Professional expertise

3. My knowledge is specific to the use of water at the following locations:

| Township | | Range | | Mer | Sec | ¼ ¼ Section | Gov't Lot or DLC | Acres (if applicable) |
|---|---|---|---|---|---|---|---|---|
| 37 | S | 1 | W | WM | 5 | SW NW | | 32.8 |
| 37 | S | 1 | W | WM | 5 | SE NW | | 37.7 |
| 37 | S | 1 | W | WM | 5 | NE SW | | 26.1 |
| 37 | S | 1 | W | WM | 5 | NW SW | | 31.1 |

4. The water right was exercised for the authorized purpose described below (e.g., crops grown):

Pear orchard

5. The water delivery system used to apply water as authorized by the right is described below:

The orchard used over tree sprinkler system for temperature control and irrigation. The system consists of two reservoirs which served as a budge in the system where water from RRVID was accumulated. There were a total of 10 pumps to irrigate this orchard consisting of 5 pumps of 60 HP, 1 pump of 50 HP, 3 pumps of 40 HP, and 1 pump of 30 HP. The

**(continues on reverse side)**

**Please print legibly or type.** Be as specific as possible. Attach additional pages if you need more space. Supporting documentation must be attached.

combined capacity of the pumps was 7907 GPM. The RRVID canal which delivers water to the ponds has a capacity of 40 CFS.

6. One or more of the following documentation supporting the above statements is attached:

☐ Copy of a water right certificate that was issued within the last five years (not a remaining right certificate),

☐ Copies of receipts from sales of irrigated crops or for expenditures relating to the use of water,

☐ Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers,

☐ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish the location and date of the photograph,

☐ Dedicated power usage records or receipts,

☐ Instream lease number IL-863,

**X** Other: Affidavit from the owner and operator of the orchard.

Signature of Affiant

8-10-07
Date

Signed and sworn to (or affirmed) before me this 10 day of Sept, 2007.

OFFICIAL SEAL
JUNE COLLIER
NOTARY PUBLIC-OREGON
COMMISSION NO. 417813
MY COMMISSION EXPIRES MAY 28, 2011

June Collier
Notary Public for Oregon

My Commission Expires: 5/28/2011

RECEIVED
SEP 27 2007
WATER RESOURCES DEPT
SALEM, OREGON

**Please print legibly or type.** Be as specific as possible. Attach additional pages if you need more space. Supporting documentation must be attached.

NAUMES PROPERTIES LLC

RECEIVED

SEP 27 2007

WATER RESOURCES DEPT
SALEM, OREGON

August 8, 2007

To: Oregon Water Resources Department

Subject: **Letter of Authorization**:
Water rights transfer from irrigation to municipal use from T37S, R1W, Section 5, W.M., Tax lots 371W5-600 and 900.

Naumes Properties, LLC holds interest in the water rights as described in the attached application for transfer of water right by virtue of a quit claim deed recorded in Jackson County Official Records at 2005-005550, a copy of which is attached hereto and made a part of this application.

I, Robert Boggess, authorized Manager of Naumes Properties, LLC do hereby declare that it is the desire of Naumes Properties LLC to support the application of Rogue River Valley Irrigation District for the transfer of the water rights herein described to the City of Central Point.

Respectfully,

Robert Boggess, Manager
Naumes Properties LLC

STATE OF OREGON )
County of Jackson )

On this day personally appeared before me **ROBERT BOGGESS**, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as a free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 4 day of September **2007**.

Notary Public for Oregon, residing in Medford
My commission expires: May 09, 2011

cc: Rogue River Valley Irrigation District (via Steve Shropshire)

OFFICIAL SEAL
MARY E RODRIGUEZ
NOTARY PUBLIC-OREGON
COMMISSION NO. 416093
MY COMMISSION EXPIRES MAY 9, 2011

Naumes Properties LLC
PO Box 996
2 Barnett Road
Medford, OR 97501

Direct: (541) 608-1732
Main: (541) 608-1727
Fax: (541) 772-2135
e-mail: rboggess@naumes.com

T 10465

# Water Right Transfer Supplemental Form B
## AFFIDAVIT ATTESTING TO THE USE OF WATER

RECEIVED
SEP 27 2007
WATER RESOURCES DEPT
SALEM, OREGON

State of Oregon )
) ss
County of Jackson )

I, Robert Boggess, Manager, in my capacity as president and operator of the Naumes Properties,

mailing address PO Box 996, Medford, OR 97501

telephone number (541) 608-1723, being first duly sworn depose and say:

1. I attest that:

X Water was used during the previous five years on the entire authorized place of use of the water right proposed for transfer as described on the accompanying transfer application; **or**

X The water right was leased instream at some time within the last five years. The instream lease number is as follows: IL-863; **or**

☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

2. My knowledge of the exercise or status of the water right is based on (check one):

X Personal observation ☐ Professional expertise

3. My knowledge is specific to the use of water at the following locations:

| Township | | Range | | Mer | Sec | ¼ ¼ Section | Gov't Lot or DLC | Acres (if applicable) |
|---|---|---|---|---|---|---|---|---|
| 37 | S | 1 | W | WM | 5 | SW NW | | 32.8 |
| 37 | S | 1 | W | WM | 5 | SE NW | | 37.7 |
| 37 | S | 1 | W | WM | 5 | NE SW | | 26.1 |
| 37 | S | 1 | W | WM | 5 | NW SW | | 31.1 |

4. The water right was exercised for the authorized purpose described below (e.g., crops grown):

Pear orchard

T 10465

5. The water delivery system used to apply water as authorized by the right is described below:

The orchard used over tree sprinkler system for temperature control and irrigation. The system consists of two reservoirs which served as a budge in the system where water from RRVID was accumulated. There were a total of 10 pumps to irrigate this orchard consisting of 5 pumps of 60 HP, 1 pump of 50 HP, 3 pumps of 40 HP, and 1 pump of 30 HP. The combined capacity of the pumps was 7907 GPM. The RRVID canal which delivers water to the ponds has a capacity of 40 CFS.

6. One or more of the following documentation supporting the above statements is attached:

- ☐ Copy of a water right certificate that was issued within the last five years (not a remaining right certificate),
- ☐ Copies of receipts from sales of irrigated crops or for expenditures relating to the use of water,
- ☐ Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers,
- ☐ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish the location and date of the photograph,
- ☐ Dedicated power usage records or receipts,
- ☐ Instream lease number IL-863,
- **X** Other: Affidavit from the President of Rogue River Valley Irrigation District.

R Bynum Manager
Signature of Affiant

9/7/07
Date

Signed and sworn to (or affirmed) before me this 7 day of Sept, 2007.

Mary E Rodriguez
Notary Public for Oregon

OFFICIAL SEAL
MARY E RODRIGUEZ
NOTARY PUBLIC-OREGON
COMMISSION NO. 416093
MY COMMISSION EXPIRES MAY 9, 2011

My Commission Expires: 5-9-2011

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SEP 27 2007
WATER RESOURCES DEPT
SALEM, OREGON

T 10465

41g0410432jp

68

**After recording return to:**
Lawyers Title Insurance Corporation
1555 E. McAndrews Road, Suite 100
Medford OR 97504

**Until a change is requested, all tax statements shall be sent to Grantee at the following address:**
P.O. Box 850
Shady Cove, OR 97539

Jackson County Official Records **2005-005550**
R-WD
Cnt=1 Stn=4 SHAWBJ **01/31/2005 02:10:00 PM**
$25.00 $5.00 $11.00 **Total:$41.00**

01087339200500055500050059

I, Kathleen S. Beckett, County Clerk for Jackson County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.

Kathleen S. Beckett - County Clerk

2:10

# STATUTORY WARRANTY DEED

Naumes Properties LLC, an Oregon limited liability company

, Grantor, conveys and warrants to
Big Boys Development LLC, an Oregon limited liability company, as to an undivided 80% interest, and O'Side Industry, LLC, a California limited liability company, as to an undivided 20% interest, as tenants in common

, Grantee, the following described real property free of encumbrances except as specifically set forth herein:
See Exhibit "A" attached hereto and made a part hereof

"A Portion of the consideration paid herein has been paid by an Accommodator pursuant by an IRC S1031 exchange."
This property is free of encumbrances, **EXCEPT:**
See Exhibit "A" attached hereto and made a part hereof

The true consideration for this conveyance is $ 7,000,000.00.

**THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.**

Dated this 31st day of January, 2005.

**NAUMES PROPERTIES LLC**

BY: Robert Boggess
Manager

STATE OF OREGON, COUNTY OF Jackson

The foregoing instrument was acknowledged before me this 31st day of January, 2005, by Robert Boggess, as Manager of Naumes Properties LLC, an Oregon limited liability company

Jeanne L. Peters
Notary Public for Oregon
My commission expires 4/29/08

OFFICIAL SEAL
JEANNE L. PETERS
NOTARY PUBLIC-OREGON
COMMISSION NO. 380195
MY COMMISSION EXPIRES APR. 29, 2008

T 10465

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SEP 27 2007
WATER RESOURCES DEPT
SALEM, OREGON

# EXHIBIT A

**TRACT A:**

The North Half of the Southwest Quarter of Section 5 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon.

(Code 49-15, Account #1-046057-0, Map #371W05, Tax Lot #900)

**TRACT B:**

The South Half of the Northwest Quarter of Section 5 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon. EXCEPTING THEREFROM that portion conveyed to the State of Oregon, by and through its State Highway Commission, by deed recorded May 10, 1966 as No. 66-05568 of the Official Records of Jackson County, Oregon. ALSO, EXCEPTING THEREFROM the following: Beginning at a point on the easterly right of way line of the relocated Crater Lake Highway in Jackson County, Oregon (being the easterly boundary of the property described in No. 66-05568 of the Official Records of Jackson County, Oregon), said point being 300.0 feet North of the west quarter corner of Section 5 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon, thence East 300.0 feet; thence North 200.0 feet; thence West 300.0 feet, more or less, to the easterly right of way line of said Crater Lake Highway as relocated; thence South, along said right of way line, to the point of beginning.

(Code 49-15, Account #1-046054-7, Map #371W05, Tax Lot #600)

**RESERVING UNTO GRANTOR THAT PORTION AS MORE FULLY SET OUT ON EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.**

SUBJECT TO:
**The following affects Tract A:**

1. The premises herein described have been zoned or qualified for "Farm Use" tax assessment. At such time as said land is disqualified for such "Farm Use", the property will be subject to additional taxes and interest, and possible statutory penalty.

2. The effect of said property, or any part thereof, lying within the Medford Irrigation District, and subject to all water and irrigation rights, easements for ditches and canals, and all regulations of said District, including any and all assessments, liens and charges assessed, and to be assessed.

3. The effect of said property, or any part thereof, lying within the Rogue River Valley Irrigation District, and subject to all water and irrigation rights, easements for ditches and canals, and all regulations of said District, including any and all assessments, liens and charges assessed, and to be assessed.

4. Easement over that portion lying within Crater Lake Highway.

5. Right(s) of way for the transmission and distribution of electricity, and for other purposes, granted to The California Oregon Power Company, a California corporation, by instrument(s) recorded April 17, 1946 in Volume 268 page 255 of the Deed Records of Jackson County, Oregon. (specific location not given)



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SALEM, OREGON

(Continued)

6. Existing right of way for the Hopkins Canal as shown on the Assessor's map and referred to in that certain Judgment in the State Circuit Court of Oregon for Jackson County, under Case No. 446-L, recorded in Volume 23 page 295 of the Circuit Court Journal as set forth in instrument recorded March 6, 1967 as No. 67-01727 of the Official Records of Jackson County, Oregon.

7. Right of way for ditch appropriated to Rogue River Valley Canal Company, an Oregon corporation, by Judgment rendered September 20, 1915 in the State Circuit Court of Oregon for Jackson County, under Case No. 446-L, recorded in Volume 23 page 295 of the Circuit Court Journal.

8. Perpetual easement and right of way twenty feet in width, for the purpose of constructing, maintaining, using, repairing and improving an irrigation distribution facility, and rights in connection therewith, granted to Rogue River Valley Irrigation District, by instrument recorded March 6, 1967 as No. 67-01727 of the Official Records of Jackson County, Oregon.

9. Right(s) of way for the transmission and distribution of electricity, and for other purposes, granted to Pacific Power & Light Company, a corporation, by instrument(s) recorded May 11, 1982 as No. 82-06703 of the Official Records of Jackson County, Oregon. (specific location not given)

**The following affect Tract B:**

18. The premises herein described have been zoned or qualified for "Farm Use" tax assessment. At such time as said land is disqualified for such "Farm Use", the property will be subject to additional taxes and interest, and possible statutory penalty.

19. Any improvement located upon the insured property, which constitutes a mobile home as defined by Chapter 801, Oregon Revised Statutes, is subject to registration under Chapters 803 and 820; and taxation as provided by Chapters 820 and 308, O.R.S.

20. The effect of said property, or any part thereof, lying within the Rogue River Valley Irrigation District, and subject to all water and irrigation rights, easements for ditches and canals, and all regulations of said District, including any and all assessments, liens and charges assessed, and to be assessed.

21. Right(s) of way for the transmission and distribution of electricity, and for other purposes, granted to The California Oregon Power Company, a California corporation, by instrument(s) recorded April 12, 1952 in Volume 364 page 499 of the Deed Records of Jackson County, Oregon. (specific location not disclosed)

22. Access restrictions imposed by deed to the State of Oregon, by and through its State Highway Commission, recorded May 10, 1966 as No. 66-05568 of the Official Records of Jackson County, Oregon.

23. Perpetual easement and right of way, twenty feet in width, for the purpose of constructing, maintaining, using, repairing and improving an irrigation distribution facility, and rights in connection therewith, granted to Rogue River Valley Irrigation District, by instrument recorded January 12, 1967 as No. 67-00288 of the Official Records of Jackson County, Oregon.



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T 10465

(Continued)

24. Easement over that portion lying within Hopkins Canal, as disclosed by Assessor's Map 37 1W5.

4

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WATER RESOURCES DEPT
SALEM, OREGON

T 10465

**EXHIBIT "B"**

EXPRESSLY RESERVING Unto the Grantor all rights, interest and possession of water rights and irrigation rights located on, connected to, associated with, and any way related to the Property, and rents and profits arising therefrom, including without limitation, such rights, interest and possession represented by the following water rights certificates and permits issued by the State of Oregon Department of Water Resources:

| | |
|---|---|
| Certificate 80566 | 17.0 acres, primary, Priority date 1899 RRVID |
| Certificate 80567 | 20.0 acres, primary, Priority date 1899 RRVID |
| Certificate 80569 | 97.9 acres, primary, Priority date 1909 RRVID |
| Certificate 80569 | Supplemental, Priority date 1909 RRVID |
| Certificate 80571 | Supplemental, Priority date 1910 RRVID |
| Certificate 80574 | Supplemental, Priority date 1913 RRVID |
| Permit 25915 | Supplemental, Priority date 1915 USBR |
| Certificate 80576 | Supplemental, Priority date 1915 RRVID |
| Certificate 65708 | Reservoir storage of 7.5 acre feet for temperature control |
| Certificate 65712 | Reservoir storage of 8.6 acre feet for temperature control |
| Certificate 65709 | Temperature control of 72.6 acres of temperature control |
| Certificate 65713 | Temperature control of 60.1 acres of temperature control |

It is the intention of the Grantor to reserve unto itself in perpetuity, the rights, interest and possession, in and to said water rights and irrigation rights and the rents and profits arising therefrom, and to convey unto the Grantee herein the full fee title to the Property subject only to the reservation of said water rights and irrigation rights and the rents and profits arising therefrom reserved by the Grantor. Grantor, for itself and its heirs, successors and assigns covenants and agrees to pay all costs in connection with the maintenance of the said water rights and irrigation rights and to hold Grantee and its heirs, successors, and assigns harmless therefrom.

By accepting and recording this deed, Grantee is not giving any warranty or assurance of the retention/ transferability of said rights by Grantor, as separate from the real property. This reservation shall in no way limit Grantee from the full exercise and use of the property, including without limitation, the removal of any reservoir or pond. Nothing in this reservation shall be construed to provide Grantor with any rights of access, easement or other use of the subject property.

Grantee for itself and for its heirs, successors, and assigns covenants and agrees to execute such documentation as may from time to time be necessary and requested by Grantor:

1. To apply or obtain permission or authorization from any local, county, city, state or federal governmental agency exercising jurisdiction or authority over said water rights and irrigation rights in order to preserve, protect, and utilize said water rights and irrigation rights, and

2. To transfer any of said water rights and irrigation rights to a third party, or to other uses or lands in the future with the Grantor to be responsible for all costs in connection therewith.



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SALEM, OREGON

T 10465

LandAmerica Lawyers Title

3539 Heathrow Way, Suite 100
Medford OR 97504
Tel: (541)773-2897 Fax: (541)773-2909

Lawyers Title Insurance Corporation
Attn: Jeanne Peters
3539 Heathrow Way, Suite 100
Medford OR 97504

Date prepared: 01/25/05
**2ND SUPPLEMENTAL-SEE NOTE**

# PRELIMINARY TITLE REPORT
# FOR ISSUING TITLE INSURANCE

**Reference:**

**Order No** : 41g0410492
Your Ref : NAUMES/KIMMEL
Property Address:
4502 & 4692 Crater Lake Ave.
Medford, OR 97504

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SEP 27 2007
WATER RESOURCES DEPT
SALEM, OREGON

**LAWYERS TITLE INSURANCE CORPORATION** is prepared to issue title insurance, as of the effective date and in the form and amount shown on Schedule A, subject to the conditions, stipulations and exclusions from coverage appearing in the policy form and subject to the exceptions shown on Schedule B. This report is preliminary to the issuance of a policy of title insurance and shall become null and void unless a policy is issued and the full premium paid.

This report is for the exclusive use of the persons to whom it is addressed. Title insurance is conditioned on recordation of satisfactory instruments that establish the interests of the parties to be insured; until such recordation, the Company may cancel, amend, or supplement this report for any reason.

Thank you for placing the order with us.

Any questions concerning the closing of this transaction should be directed to your escrow officer; questions regarding exceptions shown on this preliminary title report may be directed to your title officer.

**Escrow Officer:** Jeanne Peters, CEO
**Title Officer:** Donna O'Grady

**Please call your title officer if you would like copies of any of the exceptions shown in this report.**

T 10465

**PRELIMINARY TITLE REPORT DATED** January 18, 2005 **Order No. 41g0410492**

**SCHEDULE A, Page No. 1**

1. **The effective date of this preliminary title report is 5:00 P.M. on**

   January 18, 2005

2. **The policies and endorsements to be issued and the related charges are:**

| Policy/Endorsement Description | Liability | Charge |
|---|---|---|
| ALTA 1992 Standard Owner's | $ 7,800,000.00 | $ 9,848.00 |
| Local Government Lien Search | | 35.00 |

Rate

3. **Title to the land described herein is vested in:**

   Naumes Properties LLC, an Oregon limited liability company

4. **The land referred to in this report is described as follows:**

   As fully set forth on Exhibit "A" attached hereto and by this reference incorporated herein.

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T 10465

**PRELIMINARY TITLE REPORT DATED** January 18, 2006 **Order No. 41g0410492**

**SCHEDULE B, Page No. 1**

**Except for the items properly cleared through closing, the proposed policy or policies will not insure against loss or damage which may arise by reason of the following:**

**STANDARD EXCEPTIONS:**

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public record; proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public record.

2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.

3. Easements, or claims of easement, not shown by the public records; reservations or exceptions in patents or in Acts authorizing the issuance thereof; water rights, claims or title to water.

4. Any lien, or right to a lien, for taxes, workman's compensation, services, labor, equipment rental or material heretofore or hereafter furnished, imposed by law and not shown by the public records.

5. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose.

**SPECIAL EXCEPTIONS:**

6. DELETED (TAXES PAID - SEE NOTE B)

**THE FOLLOWING AFFECTS TRACT A (TAX LOT 900):**

7. The premises herein described have been zoned or qualified for "Farm Use" tax assessment. At such time as said land is disqualified for such "Farm Use", the property will be subject to additional taxes and interest, and possible statutory penalty.

8. The effect of said property, or any part thereof, lying within the Medford Irrigation District, and subject to all water and irrigation rights, easements for ditches and canals, and all regulations of said District, including any and all assessments, liens and charges assessed, and to be assessed. **(Note: A lien search will be requested prior to the close of this transaction.)**

9. The effect of said property, or any part thereof, lying within the Rogue River Valley Irrigation District, and subject to all water and irrigation rights, easements for ditches and canals, and all regulations of said District, including any and all assessments, liens and charges assessed, and to be assessed. **(Note: A lien search will be requested prior to the close of this transaction.)**

10. Deleted (Hopkins canal referred to in Exception #13).

11. Easement over that portion lying within Crater Lake Highway.

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T 10465

12. Right(s) of way for the transmission and distribution of electricity, and for other purposes, granted to The California Oregon Power Company, a California corporation, by instrument(s) recorded April 17, 1946 in Volume 268 page 255 of the Deed Records of Jackson County, Oregon. (specific location not given)

13. Existing right of way for the Hopkins Canal as shown on the Assessor's map and referred to in that certain Judgment in the State Circuit Court of Oregon for Jackson County, under Case No. 446-L, recorded in Volume 23 page 295 of the Circuit Court Journal as set forth in instrument recorded March 6, 1967 as No. 67-01727 of the Official Records of Jackson County, Oregon.

14. Right of way for ditch appropriated to Rogue River Valley Canal Company, an Oregon corporation, by Judgment rendered September 20, 1915 in the State Circuit Court of Oregon for Jackson County, under Case No. 446-L, recorded in Volume 23 page 295 of the Circuit Court Journal.

15. Perpetual easement and right of way twenty feet in width, for the purpose of constructing, maintaining, using, repairing and improving an irrigation distribution facility, and rights in connection therewith, granted to Rogue River Valley Irrigation District, by instrument recorded March 6, 1967 as No. 67-01727 of the Official Records of Jackson County, Oregon.

16. Easement over any portion lying within "McGovern Road", as disclosed by Metzger and/or Assessor's map 371W05.

17. Right(s) of way for the transmission and distribution of electricity, and for other purposes, granted to Pacific Power & Light Company, a corporation, by instrument(s) recorded May 11, 1982 as No. 82-06703 of the Official Records of Jackson County, Oregon. (specific location not given)

**THE FOLLOWING AFFECT TRACT B (TAX LOT 600):**

18. The premises herein described have been zoned or qualified for "Farm Use" tax assessment. At such time as said land is disqualified for such "Farm Use", the property will be subject to additional taxes and interest, and possible statutory penalty.

19. Any improvement located upon the insured property, which constitutes a mobile home as defined by Chapter 801, Oregon Revised Statutes, is subject to registration under Chapters 803 and 820; and taxation as provided by Chapters 820 and 308, O.R.S.

20. The effect of said property, or any part thereof, lying within the Rogue River Valley Irrigation District, and subject to all water and irrigation rights, easements for ditches and canals, and all regulations of said District, including any and all assessments, liens and charges assessed, and to be assessed. **(Note: A lien search will be requested prior to the close of this transaction.)**

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21. Right(s) of way for the transmission and distribution of electricity, and for other purposes, granted to The California Oregon Power Company, a California corporation, by instrument(s) recorded April 12, 1952 in Volume 364 page 499 of the Deed Records of Jackson County, Oregon. (specific location not disclosed)

22. Access restrictions imposed by deed to the State of Oregon, by and through its State Highway Commission, recorded May 10, 1966 as No. 66-05568 of the Official Records of Jackson County, Oregon.

23. Perpetual easement and right of way, twenty feet in width, for the purpose of constructing, maintaining, using, repairing and improving an irrigation distribution facility, and rights in connection therewith, granted to Rogue River Valley Irrigation District, by instrument recorded January 12, 1967 as No. 67-00288 of the Official Records of Jackson County, Oregon.

24. Easement over that portion lying within Hopkins Canal, as disclosed by Assessor's Map 371W5.

**END OF EXCEPTIONS**

**NOTES:**

A: We have searched and find no federal or state liens or judgments of record in Jackson County, Oregon against names similar to the above named vestee(s), Howard Kimmel, Big Boys Development LLC or O'Side Industries LLC, as of the date hereof.

B: 2004-05 real property taxes, paid in full.
Total Tax : $5,212.50
(Code 49-15, Account #1-046057-0, Map #371W05, Tax Lot #900)

2004-05 real property taxes, paid in full.
Total Tax : $4,197.25
(Code 49-15, Account #1-046054-7, Map #371W05, Tax Lot #600)

. 2004-05 mobile home taxes, paid in full.
Total Tax : $46.65
(Code 49-15, Account #3-002658-4, Mobile Home #X79699)
(Assessed to the name of Naumes Inc.)

C. We require a (signed) copy of the Operating Agreement of **Big Boys Development LLC, an Oregon limited liability company.**

NOTE: Big Boys Development LLC is an active Oregon limited liability company organized January 6, 2005 per the Business Registry, Oregon Corporation Division.
Managing member is Howard J. Kimmel (requires majority of members to consent for some actions).

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D. We require a copy of the Articles of Organization and the Operating Agreement of O'Side Industries LLC, a California limited liability company. (If acquiring a portion of fee title)

E: The policy premium amount has been reduced by application of a special re-issue credit of $2,462.00.

F: NOTE: CHAIN OF TITLE: The county deed records show no conveyance affecting the subject property recorded during the period beginning 24 months before, and ending on, the effective date of this report.

G: JACKSON COUNTY RECORDING FEES ARE AS FOLLOWS:
1. $ 21.00 for the first page, plus
2. $ 5.00 for each additional page
3. $ 5.00 for each additional document title
4. $20.00 for each document which fails to meet the requirements established by ORS 205.232 & 205.234.

LENDER NOTE: "LAWYERS TITLE INSURANCE CORPORATION, A VIRGINIA CORPORATION" is the correct name to use if you are going to use this company as the trustee for a trust deed used in this transaction.

DMO/dmo

2ND SUPPLEMENTAL TO UPDATE THE REPORT, TO DELETE EXCEPTION #6 (TAXES PAID), AND TO ADD NOTE B, D AND E.

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T 10465

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**EXHIBIT A**

**TRACT A:**

The North Half of the Southwest Quarter of Section 5 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon.

(Code 49-15, Account #1-046057-0, Map #371W05, Tax Lot #900)

**TRACT B:**

The South Half of the Northwest Quarter of Section 5 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon. EXCEPTING THEREFROM that portion conveyed to the State of Oregon, by and through its State Highway Commission, by deed recorded May 10, 1966 as No. 66-05568 of the Official Records of Jackson County, Oregon. ALSO, EXCEPTING THEREFROM the following: Beginning at a point on the easterly right of way line of the relocated Crater Lake Highway in Jackson County, Oregon (being the easterly boundary of the property described in No. 66-05568 of the Official Records of Jackson County, Oregon), said point being 300.0 feet North of the west quarter corner of Section 5 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon, thence East 300.0 feet; thence North 200.0 feet; thence West 300.0 feet, more or less, to the easterly right of way line of said Crater Lake Highway as relocated; thence South, along said right of way line, to the point of beginning.

(Code 49-15, Account #1-046054-7, Map #371W05, Tax Lot #600)

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LandAmerica Lawyers Title

1555 East McAndrews Road Suite 100
Medford OR 97504
V: 541-779-2811 F: 541-772-6079

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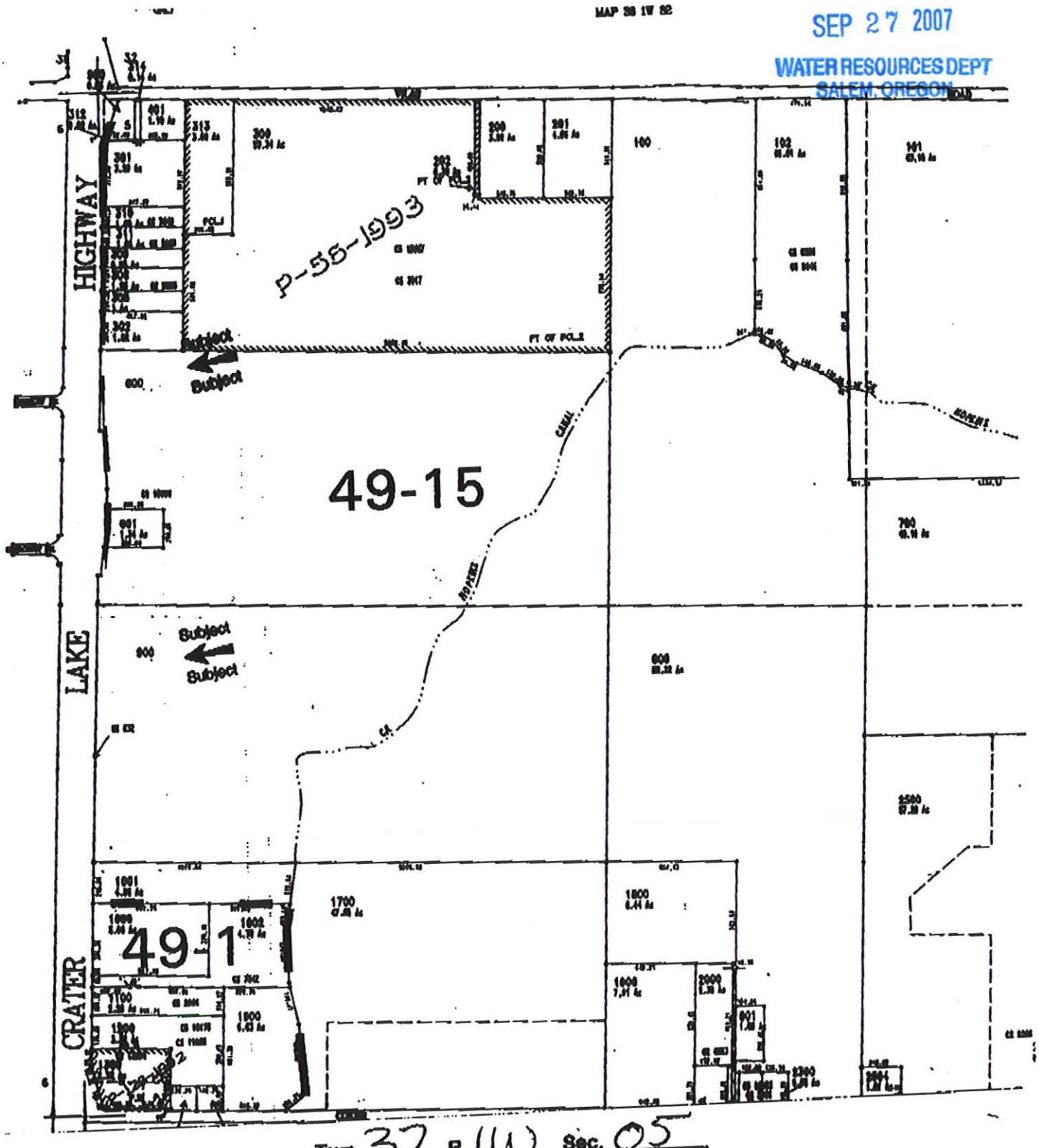


Twp. 37 R 1W Sec. 05

This print is made solely for the purpose of assisting in locating said premises, and the Company assumes no liability for information printed on this map, including zoning, variations (if any) in actual dimensions, and locations as determined by actual survey.

T 10465

41g0410432jp

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After recording return to:
Lawyers Title Insurance Corporation
1555 E. McAndrews Road, Suite 100
Medford OR 97504

Until a change is requested, all tax statements shall be sent to Grantee at the following address:
P.O. Box 850
Shady Cove, OR 97539

Jackson County Official Records 2005-005550
R-WD
Cnt=1 Stn=4 SHAWBJ 01/31/2005 02:10:00 PM
$25.00 $5.00 $11.00 Total:$41.00

I, Kathleen S. Beckett, County Clerk for Jackson County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.
Kathleen S. Beckett - County Clerk

# STATUTORY WARRANTY DEED

2:10

Naumes Properties LLC, an Oregon limited liability company

, Grantor, conveys and warrants to
Big Boys Development LLC, an Oregon limited liability company, as to an undivided 80% interest, and O'Side Industry, LLC, a California limited liability company, as to an undivided 20% interest, as tenants in common

, Grantee, the following described real property free of encumbrances except as specifically set forth herein:
See Exhibit "A" attached hereto and made a part hereof

"A Portion of the consideration paid herein has been paid by an Accommodator pursuant by an IRC S1031 exchange."
This property is free of encumbrances, **EXCEPT:**
See Exhibit "A" attached hereto and made a part hereof

The true consideration for this conveyance is $ 7,000,000.00.

**THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.**

Dated this 31st day of January, 2005.

NAUMES PROPERTIES LLC

BY: R. Boggess
Manager

STATE OF OREGON, COUNTY OF Jackson

The foregoing instrument was acknowledged before me this 31st day of January, 2005 by Robert Boggess, as Manager of Naumes Properties LLC, an Oregon limited liability company

Notary Public for Oregon
My commission expires 4/29/08

OFFICIAL SEAL
JEANNE L. PETERS
NOTARY PUBLIC-OREGON
COMMISSION NO. 380196
MY COMMISSION EXPIRES APR. 29, 2008

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# EXHIBIT A

**TRACT A:**

The North Half of the Southwest Quarter of Section 5 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon.

(Code 49-15, Account #1-046057-0, Map #371W05, Tax Lot #900)

**TRACT B:**

The South Half of the Northwest Quarter of Section 5 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon. EXCEPTING THEREFROM that portion conveyed to the State of Oregon, by and through its State Highway Commission, by deed recorded May 10, 1966 as No. 66-05568 of the Official Records of Jackson County, Oregon. ALSO, EXCEPTING THEREFROM the following: Beginning at a point on the easterly right of way line of the relocated Crater Lake Highway in Jackson County, Oregon (being the easterly boundary of the property described in No. 66-05568 of the Official Records of Jackson County, Oregon), said point being 300.0 feet North of the west quarter corner of Section 5 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon, thence East 300.0 feet; thence North 200.0 feet; thence West 300.0 feet, more or less, to the easterly right of way line of said Crater Lake Highway as relocated; thence South, along said right of way line, to the point of beginning.

(Code 49-15, Account #1-046054-7, Map #371W05, Tax Lot #600)

**RESERVING UNTO GRANTOR THAT PORTION AS MORE FULLY SET OUT ON EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.**

SUBJECT TO:
**The following affects Tract A:**

1. The premises herein described have been zoned or qualified for "Farm Use" tax assessment. At such time as said land is disqualified for such "Farm Use", the property will be subject to additional taxes and interest, and possible statutory penalty.

2. The effect of said property, or any part thereof, lying within the Medford Irrigation District, and subject to all water and irrigation rights, easements for ditches and canals, and all regulations of said District, including any and all assessments, liens and charges assessed, and to be assessed.

3. The effect of said property, or any part thereof, lying within the Rogue River Valley Irrigation District, and subject to all water and irrigation rights, easements for ditches and canals, and all regulations of said District, including any and all assessments, liens and charges assessed, and to be assessed.

4. Easement over that portion lying within Crater Lake Highway.

5. Right(s) of way for the transmission and distribution of electricity, and for other purposes, granted to The California Oregon Power Company, a California corporation, by instrument(s) recorded April 17, 1946 in Volume 268 page 255 of the Deed Records of Jackson County, Oregon. (specific location not given)



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(Continued)

6 Existing right of way for the Hopkins Canal as shown on the Assessor's map and referred to in that certain Judgment in the State Circuit Court of Oregon for Jackson County, under Case No. 446-L, recorded in Volume 23 page 295 of the Circuit Court Journal as set forth in instrument recorded March 6, 1967 as No. 67-01727 of the Official Records of Jackson County, Oregon.

7. Right of way for ditch appropriated to Rogue River Valley Canal Company, an Oregon corporation, by Judgment rendered September 20, 1915 in the State Circuit Court of Oregon for Jackson County, under Case No. 446-L, recorded in Volume 23 page 295 of the Circuit Court Journal.

8. Perpetual easement and right of way twenty feet in width, for the purpose of constructing, maintaining, using, repairing and improving an irrigation distribution facility, and rights in connection therewith, granted to Rogue River Valley Irrigation District, by instrument recorded March 6, 1967 as No. 67-01727 of the Official Records of Jackson County, Oregon.

9. Right(s) of way for the transmission and distribution of electricity, and for other purposes, granted to Pacific Power & Light Company, a corporation, by instrument(s) recorded May 11, 1982 as No. 82-06703 of the Official Records of Jackson County, Oregon. (specific location not given)

**The following affect Tract B:**

18. The premises herein described have been zoned or qualified for "Farm Use" tax assessment. At such time as said land is disqualified for such "Farm Use", the property will be subject to additional taxes and interest, and possible statutory penalty.

19. Any improvement located upon the insured property, which constitutes a mobile home as defined by Chapter 801, Oregon Revised Statutes, is subject to registration under Chapters 803 and 820; and taxation as provided by Chapters 820 and 308, O.R.S.

20. The effect of said property, or any part thereof, lying within the Rogue River Valley Irrigation District, and subject to all water and irrigation rights, easements for ditches and canals, and all regulations of said District, including any and all assessments, liens and charges assessed, and to be assessed.

21. Right(s) of way for the transmission and distribution of electricity, and for other purposes, granted to The California Oregon Power Company, a California corporation, by instrument(s) recorded April 12, 1952 in Volume 364 page 499 of the Deed Records of Jackson County, Oregon. (specific location not disclosed)

22. Access restrictions imposed by deed to the State of Oregon, by and through its State Highway Commission, recorded May 10, 1966 as No. 66-05568 of the Official Records of Jackson County, Oregon.

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(Continued)

24. Easement over that portion lying within Hopkins Canal, as disclosed by Assessor's Map 37 1W 5.

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EXHIBIT "B"

EXPRESSLY RESERVING Unto the Grantor all rights, interest and possession of water rights and irrigation rights located on, connected to, associated with, and any way related to the Property, and rents and profits arising therefrom, including without limitation, such rights, interest and possession represented by the following water rights certificates and permits issued by the State of Oregon Department of Water Resources:

| | |
|---|---|
| Certificate 80566 | 17.0 acres, primary, Priority date 1899 RRVID |
| Certificate 80567 | 20.0 acres, primary, Priority date 1899 RRVID |
| Certificate 80569 | 97.9 acres, primary, Priority date 1909 RRVID |
| Certificate 80569 | Supplemental, Priority date 1909 RRVID |
| Certificate 80571 | Supplemental, Priority date 1910 RRVID |
| Certificate 80574 | Supplemental, Priority date 1913 RRVID |
| Permit 25915 | Supplemental, Priority date 1915 USBR |
| Certificate 80576 | Supplemental, Priority date 1915 RRVID |
| Certificate 65708 | Reservoir storage of 7.5 acre feet for temperature control |
| Certificate 65712 | Reservoir storage of 8.6 acre feet for temperature control |
| Certificate 65709 | Temperature control of 72.6 acres of temperature control |
| Certificate 65713 | Temperature control of 60.1 acres of temperature control |

It is the intention of the Grantor to reserve unto itself in perpetuity, the rights, interest and possession, in and to said water rights and irrigation rights and the rents and profits arising therefrom, and to convey unto the Grantee herein the full fee title to the Property subject only to the reservation of said water rights and irrigation rights and the rents and profits arising therefrom reserved by the Grantor. Grantor, for itself and its heirs, successors and assigns covenants and agrees to pay all costs in connection with the maintenance of the said water rights and irrigation rights and to hold Grantee and its heirs, successors, and assigns harmless therefrom.

By accepting and recording this deed, Grantee is not giving any warranty or assurance of the retention/ transferability of said rights by Grantor, as separate from the real property. This reservation shall in no way limit Grantee from the full exercise and use of the property, including without limitation, the removal of any reservoir or pond. Nothing in this reservation shall be construed to provide Grantor with any rights of access, easement or other use of the subject property.

Grantee for itself and for its heirs, successors, and assigns covenants and agrees to execute such documentation as may from time to time be necessary and requested by Grantor:

1. To apply or obtain permission or authorization from any local, county, city, state or federal governmental agency exercising jurisdiction or authority over said water rights and irrigation rights in order to preserve, protect, and utilize said water rights and irrigation rights, and

2. To transfer any of said water rights and irrigation rights to a third party, or to other uses or lands in the future with the Grantor to be responsible for all costs in connection therewith.

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SALEM, OREGON

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104878 jpalmo

For recorder's use

Return recorded document to:
**Naumes Properties LLC**
**P.O. Box 996**
**Medford, OR 97501**

Mail Tax Statement to:
**Naumes Properties LLC**
**P.O. Box 996**
**Medford, OR 97501**

## WARRANTY DEED

**(Jackson County, OR)**

KNOW ALL MEN BY THESE PRESENTS, THAT, Naumes, Inc. (an Oregon corporation), hereinafter called the Grantor, for TEN and 00/100s DOLLARS ($10.00) and other good and valuable consideration in hand paid, does hereby grant, bargain, sell and convey unto Naumes Properties LLC (an Oregon limited liability company), hereinafter called the Grantee, and Grantee's heirs, successors and assigns, all of its right, title and interest in and to that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in Jackson County, State of Oregon, described as follows, to-wit:

Real property and improvements as described on Exhibit A attached hereto and made a part hereof.

SUBJECT TO easements, claims, rights and other encumbrances of record.

The property being conveyed by this deed is conveyed "AS-IS", with no warranties, express or implied, as to the property or condition thereof, whether known or unknown, except for warranties of title set forth in this deed.

TO HAVE AND TO HOLD the same unto Grantee and Grantee's heirs, successors and assigns forever. Grantor hereby covenants to and with Grantee and Grantee's heirs, successors and assigns that Grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances, except those stated in this Warranty Deed and that Grantor will warrant and defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever except those claiming under the above described encumbrances.

In construing this deed, where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this deed shall apply equally to corporations and to individuals.

RERECORDED to correct the legal description
"Description A" that was previously recorded
in Instrument No. 02-13918, Official Records.

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THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATION. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

IN WITNESS WHEREOF, Grantor has executed this instrument this 11th day of March 2002, through the hand of its President, a person duly authorized to do so by order of its board of directors.

**GRANTOR**

NAUMES, INC., an Oregon corporation

By: _____
Susan F. Naumes, Secretary/Treasurer

STATE OF OREGON, County of Jackson) ss.
This instrument was acknowledged before me on the 11th day of March 2002, by Susan F. Naumes, Secretary/Treasurer of Naumes, Inc., an Oregon corporation.

_____
Notary Public for Oregon

My commission expires May 09, 2003

OFFICIAL SEAL
MARY E. RODRIGUEZ
NOTARY PUBLIC-OREGON
COMMISSION NO. 322151
MY COMMISSION EXPIRES MAY 9, 2003

2

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**EXHIBIT A**
**To Warranty Deed (Jackson County, OR)**

**Description A: Mary Mac**
104878-A

TRACT A-1 - (Mary Mac Property)

Beginning at a point on the west line of Donation Land Claim No. 37 in Township 38 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon, being 1616.46 feet North of the southwest corner of said Claim; thence East 1266.93 feet, more or less, to a brass cap monument; thence North 0°14' East 479.14 feet; thence West 1268.88 feet, more or less, to the west line of said Claim No. 37; thence South on said claim line, 479.14 feet to the point of beginning.

EXCEPTING THEREFROM the following: Commencing at the southwest corner of Donation Land Claim No. 37 in Township 38 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon; thence North 1930.44 feet along the west line of said Claim for the True Point of Beginning; thence continue North along said line, a distance of 165.16 feet; thence East 302.61 feet; thence South 3°04'00" East 165.40 feet; thence West 311.46 feet to the True Point of Beginning. ALSO, EXCEPTING THEREFROM that portion lying within a 40-foot road conveyed to Jackson County, Oregon, by instrument recorded in Volume 202 page 82 of the Deed Records of Jackson County, Oregon. ALSO EXCEPTING THEREFROM that portion conveyed to Jackson County, Oregon, by deed recorded February 20, 1980 as No. 80-03219 of the Official Records of Jackson County, Oregon, and April 22, 1992 as No. 92-11379 said Official Records.

(Code 49-03, Account #1-044190-9, Map #382W01A, Tax Lot #1500)
(Code 49-10, Account #1-045394-8, Map #382W01A, Tax Lot #1500)

TRACT A-2 - (Mary Mac Property):

Beginning at a point North 0°12' East 278.9 feet from the southeast corner of Donation Land Claim No. 38 in Township 38 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon; thence North 0°12' East 1053.35 feet, to the south line of tract described in Volume 250 page 124 of the Deed Records of Jackson County, Oregon; thence South 89°47' East 923.2 feet to a post at the northwest corner of tract described in Volume 115 page 115, said Deed Records; thence South 0°15' West, along the west line of said tract, 949.0 feet to the center line of the County Road; thence South 83°23' West along the center of the County Road, 651.3 feet; thence South 87°01' West along the center line of said County Road, 278.1 feet to the point of beginning. EXCEPTING THEREFROM all that portion conveyed to Jackson County, Oregon, by deeds recorded February 20, 1980 as No. 80-03219 and April 22, 1992 as No. 92-11379 of the Official Records of Jackson County, Oregon. EXCEPTING THEREFROM the following: Commencing at the southeast corner of Donation Land Claim No. 38, Township 38 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon, and running thence North along the east line of said Donation Land Claim 287.20 feet (record 285.40 feet) to a point of intersect of the east line of said Donation Land Claim, and the centerline of the Jacksonville-Phoenix Highway and Kings Highway for the True Point of Beginning; thence continue along the Donation Land Claim line North 0°06' East 357.02 feet; thence South 45°59' East, 71.17 feet to the west end of an irrigation ditch; thence along the centerline of said ditch as follows: South 83°36' east, 74.74 feet; South 71°15'30" East, 59.04 feet; South 63°54'15' East, 75.34 feet; South 49°49'05" East, 72.91 feet; South 45°43' East, 160.0 feet to a point where said ditch diverges; thence continue South 45°43' East 75.45 feet to the centerline of the Jacksonville-Phoenix Highway; thence along the centerline of said highway, South 82°19'30" West 148.94 feet to a point of curve; thence along the arc of said curve, which has a radius of 1910.08 feet through an angle of 9°32'30" for 318.06 feet (the long chord of which curve bears South 87°05'45" West, 317.72 feet); thence North



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**EXHIBIT A**
**To Warranty Deed (Jackson County, OR)**

**Description A: Mary Mac (continued)**
104878-A (continued)
88°08' West, 9.00 feet to the True Point of Beginning. EXCEPTING THEREFROM that portion deeded to Jackson County for road purposes in instrument No. 98-36612, of the Official Records of Jackson County, Oregon.

ALSO: ALL THAT PORTION OF THE FOLLOWING DESCRIBED TRACT LYING NORTHERLY OF THE JACKSONVILLE-PHOENIX HIGHWAY AND LYING WESTERLY OF KINGS HIGHWAY: Beginning at the southeast corner of Donation Land Claim No. 38 in Township 38 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon; thence along the south line thereof, West 689.04 feet (record 10.440 chains); thence North 283.93 feet (record 4.302 chains); thence North 79°45' West 671.88 feet (record 10.18 chains) along the center of the County Road; thence North 1176.12 feet (record 17.82 chains) to the south line of tract described in Volume 142, page 635, Deed Records, Jackson County, Oregon; thence East along the south line of said tract, 673.53 feet (record 10.205 chains); thence continue East 676.665 feet more or less to the east line of said Donation Land Claim No. 38; thence South 1576.542 feet to the point of beginning. EXCEPTING THEREFROM the following described property: Beginning at a 3/4 inch pipe on the northerly line of the (former) Phoenix-Jacksonville Highway, said pipe bears North 416.19 feet and West 1361.96 feet from the southeast corner of Donation Land Claim No. 38 in Township 38 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon; thence North 0°37'40" East 229.77 feet to a 1" iron pipe; thence South 89°48'30" East 9.26 feet to the true point of beginning; thence North 922.92 feet to a 1" pipe; thence East 324.58 feet to a 1" pipe; thence South 0°22'50" East 924.05 feet to a 1" pipe; thence North 89°48'30" West 330.70 feet to the point of beginning (being tract conveyed in Volume 329, page 393 said Deed Records).

(Code 49-03, Account #1-044304-1, Map #382W01D, Tax Lot #100)
(Code 49-10, Account #1-045595-5, Map #382W01D, Tax Lot #100)

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**EXHIBIT A**
**To Warranty Deed (Jackson County, OR)**

**Description B: Phipps-Corey**
104878-B

TRACT A: (Phipps Orchard)

The North Half of the Southwest Quarter of Section 5 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon.

(Code 49-15, Account #1-046057-0, Map #371W05, Tax Lot #900)

TRACT B-2: (Cory Orchard)

The South Half of the Northwest Quarter of Section 5 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon. EXCEPTING THEREFROM that portion conveyed to the State of Oregon, by and through its State Highway Commission, by deed recorded May 10, 1966 as No. 66-05568 of the Official Records of Jackson County, Oregon. ALSO, EXCEPTING THEREFROM the following: Beginning at a point on the easterly right of way line of the relocated Crater Lake Highway in Jackson County, Oregon (being the easterly boundary of the property described in No. 66-05568 of the Official Records of Jackson County, Oregon), said point being 300.0 feet North of the west quarter corner of Section 5 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon, thence East 300.0 feet; thence North 200.0 feet; thence West 300.0 feet, more or less, to the easterly right of way line of said Crater Lake Highway as relocated; thence South, along said right of way line, to the point of beginning.

(Code 49-15, Account #1-046054-7, Map #371W05, Tax Lot #600)



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**EXHIBIT A**
**To Warranty Deed (Jackson County, OR)**

**Description C: Medford Pear-Crystal**
104878-C

TRACT C-1: (Medford Pear Property)

The East Half of the following described tract of land as follows: The South Half of the Southeast Quarter of Section 33, Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon. ALSO Government Lot Sixteen (16) in Section 34, Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon. EXCEPTING THE FOLLOWING: Beginning at the southeast corner of Lot Sixteen (16) in said Section 34; thence West along the south line of Sections 34 and 33, a distance of 1481.5 feet; thence North 294.0 feet; thence East parallel with the south line of said Sections 33 and 34, a distance of 1481.5 feet to the east line of said Lot Sixteen (16); thence South on the east line of said Lot, a distance of 294.0 feet to point of beginning. ALSO EXCEPTING THE FOLLOWING: Beginning at the northwest corner of above described property; thence South along the west line of above described property, 470.0 feet; thence East 185.0 feet; thence North 470.0 feet; thence West 185.0 feet to point of beginning. ALSO EXCEPTING THEREFROM: All that portion conveyed to Jackson County, Oregon, by deed recorded April 4, 1994 as No. 94-12472 of the Official Records of Jackson County, Oregon.

(Code 4-03, Account #1-001675-4, Map #371W33, Tax Lot #1100)

TRACT C-2: (Medford Pear Property)

Beginning at the southeast corner of Lot Sixteen (16), Section 34, Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon, which point is on the center line of the County Road; thence West on the south line of Sections 34 and 33, said Township and Range, 1481.5 feet; thence North 294.0 feet; thence East parallel with said south line of said Sections 33 and 34, a distance of 1481.5 feet to the east line of said Lot Sixteen (16); thence South on the east line of said Lot, which is the centerline of the County Road, 294.0 feet to the point of beginning.

(Code 4-03, Account #1-001676-2, Map #371W33, Tax Lot #1200)

TRACT C-3: (Medford Pear Property)

PARCEL 1: Commencing at a point 6.19 chains East of the northeast corner of Section 4, Township 38 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon; thence South 8.987 chains; thence West 55.644 chains; thence North 8.987 chains; thence East 55.644 chains to the point of beginning, situated in Sections 3 and 4 of said Township 38 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon.

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**EXHIBIT A**
**To Warranty Deed (Jackson County, OR)**

**Description C: Medford Pear-Crystal (continued)**
104878-C (continued)

PARCEL 2: Commencing at a point 8.986 chains South and 6.19 chains East of the northeast corner of Section 4, Township 38 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon; South 8.987 chains; thence West 55.644 chains; thence North 8.987 chains; thence East 55.644 chains to the point of beginning, situated in Sections 3 and 4, Township 38 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon. Beginning at a point 5.48 chains South of the northeast corner of Donation Land Claim No. 38, Township 38 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon; thence West 55.10 chains; thence South 14.52 chains; thence East 55.10 chains; thence North 14.52 chains to the point of beginning. EXCEPTING FROM the above described parcels, the following: Commencing at the northwest corner of Donation Land Claim No. 53, Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon; thence South 1303.0 feet and West 1103.4 feet to a 3/4" iron bolt for the point of beginning; thence North 89°53'30" West 212.0 feet; thence North 0°06'30" East 235.0 feet; thence South 89°53'30" East 212.0 feet; thence South 0°06'30" West 235.0 feet to the point of beginning. ALSO EXCEPTING FROM the above described tracts, all that portion conveyed to Jackson County, Oregon, by deed recorded April 4, 1994 as No. 94-12472 of the Official Records of Jackson County, Oregon.

(Code 4-03, Account #1-001750-9, Map #381W04, Tax Lot #100)

TRACT C-4 (Crystal Property):

The North Half of the Southeast Quarter of Section 33 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon.

ALSO, Beginning at the northwest corner of said North Half of the Southeast Quarter of Section 33; thence West 56 rods to the east line of tract described in Volume 115 page 148 of the Deed Records of Jackson County, Oregon; thence South, along said line, 83 rods; thence East 56 rods, to the north and south center line through said Section 33; and thence North along said line, 83 rods to the point of beginning.

TOGETHER WITH all that portion lying Easterly of Boundary Line established by Agreement recorded March 20, 1975 as No. 75-03109 of the Official Records of Jackson County, Oregon. EXCEPTING THEREFROM all that portion lying Westerly of Boundary Line established by Agreement recorded March 20, 1975 as No. 75-03109 of the Official Records of Jackson County, Oregon.

ALSO All that portion of Lot 7 in Section 34, Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon, lying West of the Hillcrest-Phoenix Road.

(Code 4-03, Account #1-001671-3, Map #371W33, Tax Lot #700)



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**EXHIBIT A**
**To Warranty Deed (Jackson County, OR)**

**Description D: Mira Vista**
104878-D

TRACT D-1 - (Mira Vista Property):

Lots Six (6) and Seven (7) in Section 9; the Southwest Quarter of the Southwest Quarter of Section 10; the West Half of the Northwest Quarter of Section 15; all in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon

ALSO, Beginning at the southeast corner of Donation Land Claim No. 66 in Section 9, Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon thence South 3.82 chains to the south line of said Section 9; thence East on said south line, 16.22 chains; thence North 3.82 chains to a point East of the point of beginning; thence West 16.22 chains to the point of beginning.

ALSO, Beginning at the southeast corner of the Northeast Quarter of Section 16 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon; thence South along the section line between Section 15 and 16, said Township and Range, 40.0 feet; thence West and parallel to the quarter section line between the Southeast Quarter and the Northeast Quarter of said Section 16, to the County Road; thence Northerly and along the said County Road, 41.0 feet, more or less, to said quarter section line; thence Easterly, and along said last named line, to the point of beginning. (Being the North 40.0 feet of Lots 17 and 18 of Stewart Acres in Jackson County, Oregon). EXCEPTING THEREFROM that portion deeded to Jackson County for road purposes in instrument No. 97-23646 and No. 97-47491, of the Official Records of Jackson County, Oregon.

(Code 49-30, Account #1-049656-1, Map #371W16D, Tax Lot #100)
(Code 49-30, Account #1-049619-8, Map #371W09, Tax Lot #3300)
(Code 49-30, Account #1-049631-9, Map #371W10, Tax Lot #3200)
(Code 49-03, Account #1-049641-4, Map #371W15, Tax Lot #300)
(Code 49-30, Account #1-093746-0, Map #371W15, Tax Lot #300)

TRACT D-2:

Beginning at a point on the easterly line of Section 16 in Township 37 South, Range West of the Willamette Meridian in Jackson County, Oregon, being 40 rods 10.0 feet Northerly from the southeast corner of the Northeast Quarter of said Section 16; thence West 10 rods; thence North 16 rods; thence East 10 rods to the east line of said Section 16; thence South 16 rods along said east line to the point of beginning

(Code 49-30 Account #1-049655-2, Map #371W16A, Tax Lot #2200



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**EXHIBIT A**
**To Warranty Deed (Jackson County, OR)**

**Description E: Sabroso Main**
104878-E

TRACT E-1: Commencing at the southeast corner of Lot Ten (10), in Block One (1)of HELM'S ADDITION to the City of Medford, Jackson County, Oregon, according to the official plat thereof, now of record; thence South 35°08' East, parallel with the westerly line of South Fir Street, 15.70 feet; thence South 72°05' West, parallel with the southerly line of the said Block 1 of HELM'S ADDITION, 261.73 feet; thence South 71°58' West, parallel with the southerly line of Block Two (2) of said HELM'S ADDITION, 136.03 feet; thence South 35°08' East, 163.28 feet to the true point of beginning; thence South 35°08' East, 150.0 feet; thence North 54°52' East, 100.12 feet to the westerly line of Grape Street; thence North 35°08' West, along the westerly line of Grape Street, 150.0 feet; thence South 54°52' West, 100.12 feet to the true point of beginning. ALSO, all that portion of the vacated Grape Street adjacent to said property and inuring thereunto by law, vacated by Ordinance No. 1998-161 of the City of Medford, and recorded August 13, 1998 as No. 98-37223, of the Official Records of Jackson County, Oregon.

TRACT E-2: Commencing at the southeast corner of Lot Ten (10), in Block One (1) of HELM'S ADDITION to the City of Medford, Jackson County, Oregon, according to the official plat thereof, now of record; thence South 35°08' East, parallel with the westerly line of South Fir Street, 15.70 feet; thence South 72°05' West, parallel with the Northerly line of the said Block 1 of HELM'S ADDITION, 261.73 feet; thence South 71°56' West, parallel with the southerly line of Block Two (2) of said HELM'S ADDITION, 136.03 feet; thence South 35°18' East, 313.28 feet to the true point of beginning; thence South 35°08' East 150.0 feet; thence North 54°32' East 100.12 feet to the westerly line of Grape Street; thence North 35°08' West, along the westerly line of Grape Street, 150.0 feet; thence South 54°52' West, 100.12 feet to the true point of beginning. ALSO, all that portion of the vacated Grape Street adjacent to said property and inuring thereunto by law, vacated by Ordinance No. 1998-161 of the City of Medford, and recorded August 13, 1998 as No. 98-37223, of the Official Records of Jackson County, Oregon.

TRACT E-3: Commencing at the southeast corner of Lot Ten (10), in Block One (1) of HELM'S ADDITION to the City of Medford, Jackson County, Oregon, according to the official plat thereof, now of record; thence South 35°08' East, parallel with the westerly line of South Fir Street, 15.70 feet; thence South 72°05' West, parallel with the Southerly line of said Block 1 of HELM'S ADDITION, 261.73 feet; thence South 71°58' West, parallel with the southerly line of Block Two (2) of said HELM'S ADDITION, 136.03 feet; thence South 35°08' East, 463.28 feet to the true point of beginning, said point of beginning being the most southerly corner of the property described in Volume 343, page 274 of the Deed Records of Jackson County, Oregon; thence North 54°52' East, along the southerly line of said property, 100.12 feet to the westerly line of South Grape Street; thence South 35°08' East, along the westerly line of said Grape Street, 70.0 feet, more or less, to the beginning of the boundary line described in Boundary Line Agreement recorded June 25, 1991 as No. 91-14493, Official Records; thence South 54°53'50" West, along said line 100.12 feet; thence North 35°08' West, 70.0 feet, more or less, to the true point of beginning. ALSO, all that portion of the vacated Grape Street adjacent to said property and inuring thereunto by law, vacated by Ordinance No. 1998-161 of the City of Medford, and recorded August 13, 1998 as No. 98-37223, of the Official Records of Jackson County, Oregon.

(Code 49-01, Account #1-037472-0, Map #371W30CD, Tax Lot #800)

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**EXHIBIT A**
**To Warranty Deed (Jackson County, OR)**

**Description E: Sabroso Main (continued)**
104878-E (continued)

TRACT E-4: Commencing at the southeast corner of Lot Ten (10), in Block One (1) of the HELM'S ADDITION to the City of Medford, Jackson County, Oregon, according to the official plat thereof, now of record; thence South 35°08' East, parallel with the westerly line of South Fir Street, 15.70 feet; thence South 72°05' West, parallel with the southerly line of the said Block 1 of HELM'S ADDITION, 261.73 feet; thence South 71°58' West, parallel with the southerly line of Block Two (2) of said HELM'S ADDITION, 136.03 feet; thence South 35°08' East 113.28 feet to the true point of beginning; thence South 35°08' East 50.0 feet; thence North 54°52' East 100.12 feet to the westerly line of Grape Street; thence North 35°08' West, along the westerly line of Grape Street, 50.0 feet; thence South 54°52' West 100.12 feet to the true point of beginning. ALSO, all that portion of the vacated Grape Street adjacent to said property and inuring thereunto by law, vacated by Ordinance No. 1998-161 of the City of Medford, and recorded August 13, 1998 as No. 98-37223, of the Official Records of Jackson County, Oregon.

(Code 49-01 Account #1-037471-1, Map #371W30CD, Tax Lot #700)

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**EXHIBIT A**

**To Warranty Deed (Jackson County, OR)**

**Description F: Sabroso Storage**

104878-F

TRACT A: Commencing at the southeast corner of Lot Ten (10), Block One (1), HELM'S ADDITION to the City of Medford, Jackson County, Oregon according to the official plat thereof, now of record; thence South 35°08' East 133.17 feet to the true point of beginning; thence South 54°49' West 220.0 feet to the easterly line of Grape Street; thence South 35°08' East 196.63 feet to the northwesterly corner of property described in Volume 268, page 452, Deed Records; thence North 54°52' East 220.0 feet to the westerly line of Fir Street; thence North 35°08' West 196.83 feet to the true point of beginning. ALSO, all that portion of the vacated Grape Street adjacent to said property and inuring thereunto by law, vacated by Ordinance No. 1998-161 of the City of Medford, and recorded August 13, 1998 as No. 98-37223, of the Official Records of Jackson County, Oregon.

TRACT B: Beginning at a point on the west line of South Fir Street extended said point being South 35°08' East 330.0 feet distant from the southeast corner of Lot Ten (10), Block One (1) HELM'S ADDITION to the City of Medford, Jackson County, Oregon, according to the Official Plat thereof, now of record; thence continuing South 35°08' East 100.0 feet; thence South 54°42' West 220.0 feet; thence North 35°08' West 100.0 feet; thence North 54°52' East 220.0 feet to the point of beginning. ALSO, all that portion of the vacated Grape Street adjacent to said property and inuring thereunto by law, vacated by Ordinance No. 1998-161 of the City of Medford, and recorded August 13, 1998 as No. 98-37223, of the Official Records of Jackson County, Oregon.

TRACT C: Commencing at the southeast corner of Lot Ten (10), Block One (1), HELM'S ADDITION to the City of Medford, Oregon according to the official plat thereof, now of record; thence South 35°08' East 430.0 feet to the true point of beginning; thence continuing South 35°08' East 330.0 feet to the point of intersection with the northerly line of Monroe Street; thence South 54°52' West 14.0 feet along said northerly line of Monroe Street; thence North 35°08' West 330.0 feet; thence North 54°52' East 14.0 feet to the true point of beginning. ALSO, all that portion of the vacated Monroe Street adjacent to said property and inuring thereunto by law, vacated by Ordinance No. 1998-161 of the City of Medford, and recorded August 13, 1998 as No. 98-37223, of the Official Records of Jackson County, Oregon.

(Code 49-01, Account #1-037466-5, Map #371W30CD, Tax Lot #300)

TRACT D: Commencing at the southeast corner of Lot Ten (10), Block One (1) HELM'S ADDITION to the City of Medford, Jackson County, Oregon, according to the official plat thereof, now of record; thence South 35°08' East 15.70 feet for the true point of beginning; thence continuing South 35°08' East along the westerly line of Fir Street projected, 117.30 feet; thence South 54°52' West 220.0 feet; thence North 35°08' West 185.47 feet; thence North 72°05' East 230.32 feet to the true point of beginning. ALSO, commencing at the southeast corner of Lot 10, Block 1, HELM'S ADDITION to the city of Medford, Jackson County, Oregon; thence South 35°08' East 133.0 feet to the true point of beginning; thence South 54°52' West 220.0 feet to the easterly line of Grape Street extended; thence South 35°08' East 0.37 feet along said street line; thence North 54°49' East 220.0 feet to the westerly line of Fir Street extended; thence North 35°08' West 0.17 feet along the said street line to the true point of beginning. ALSO, all that portion of the vacated Thirteenth Street and Grape Street adjacent to said property and inuring thereunto by law, vacated by Ordinance No. 1998-161 of the City of Medford, and recorded August 13, 1998 as No. 98-37723, of the Official Records of Jackson County, Oregon. EXCEPTING THEREFROM that portion conveyed to the City of Medford, by deed recorded November 22, 2000 as No. 00-47427.

(Code 49-01, Account #1-037468-1, Map #371W30CD, Tax Lot #400)

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**EXHIBIT A**
**To Warranty Deed (Jackson County, OR)**

**Description G: Sabroso Quest Building**
104878-G

Commencing at a point which bears South 72°30' West 62.97 feet from the southwest corner of Block Three (3) of DAVIS FIRST ADDITION in the City of Medford, Jackson County, Oregon, according to the official plat thereof, now of record; thence South 72°30' West along the former southerly line of the City of Medford, Oregon, a distance of 230.5 feet, more or less, to the easterly line of Fir Street; thence Southeasterly along said Street line, a distance of 569.8 feet, more or less, to the true point of beginning, and as determined in Boundary Line Agreement recorded May 20, 1994 as No. 94-19282 of the Official Records of Jackson County, Oregon; thence North 54°52' East 220.6 feet (Record 219.7 feet), more or less, to the westerly line of the Oregon and California Railroad Company's right-of-way; thence Northwesterly along said right-of-way line 179.5 feet; thence South 54°52' West 219.7 feet, more or less, to the easterly line of said Fir Street; thence Southeasterly along said street line 179.5 feet to the true point of beginning.

(Code 49-01, Account #1-037463-2, Map #371W30CD, Tax Lot #101)

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**EXHIBIT A**
**To Warranty Deed (Jackson County, OR)**

**Description H: Sabroso Quest Lot**
104878-H

TRACT H: Beginning at a point which bears South 72°30' West 62.97 feet from the southwest corner of Block Three (3) of DAVIS FIRST ADDITION in the City of Medford, Jackson County, Oregon, according to the official plat thereof, now of record; thence South 72°30' West, along the former southerly line of the City of Medford, Oregon, a distance of 230.5 feet, more or less, to the easterly line of Fir Street; thence Southeasterly, along said Street line, a distance of 569.8 feet; thence North 54°52' East 219.7 feet, more or less, to the westerly line of the Oregon and California Railroad Company's right of way; thence Northwesterly, along said right of way line, a distance of 500.0 feet, more or less, to the point of beginning. EXCEPTING THEREFROM the following: Beginning at a point which bears South 72°30' West 62.97 feet from the southwest corner of Block 3 of DAVIS FIRST ADDITION in the City of Medford, Jackson County, Oregon, according to the official plat thereof, now of record; thence South 72°30' West, along the former southerly line of the City of Medford, Oregon, a distance of 230.5 feet, more or less, to the easterly line of Fir Street; thence Southeasterly, along said Street line, a distance of 90.3 feet; thence North 54°52' East 219.7 feet, more or less, to the westerly line of the Oregon and California Railroad Company's right of way; thence Northwesterly, along said right of way line, a distance of 20.5 feet to the point of beginning. ALSO, EXCEPTING THEREFROM the following: Commencing at a point which bears South 72°30' West 62.97 feet from the southwest corner of Block 3 of DAVIS FIRST ADDITION to the City of Medford, Jackson County, Oregon, according to the official plat thereof, now of record; thence South 72°30' West, along the former southerly line of the City of Medford, Oregon, a distance of 230.5 feet, more or less, to the easterly line of Fir Street; thence Southeasterly, along said Street line, a distance of 569.8 feet to the true point of beginning; thence North 54°52' East 219.7 feet, more or less, to the westerly line of the Oregon and California Railroad Company's right of way; thence Northwesterly, along said right of way line, 179.5 feet; thence South 54°52' West 219.7 feet, more or less, to the easterly line of said First Street; thence Southeasterly, along said street line, 179.5 feet to the true point of beginning.

(Code 49-01 Account #1-037462-4, Map #371W30CD, Tax Lot #100)

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**EXHIBIT A**

**To Warranty Deed (Jackson County, OR)**

**Description I: North Coast Electric**

104878-I

EXHIBIT A

TRACT I: That portion of the following described tract lying westerly of the westerly line of South Fir Street: Beginning at the northeast corner of CARLTON ADDITION to the City of Medford, Jackson County, Oregon, according to the official plat thereof, now of record; thence East 638.74 feet to intersect the westerly right-of-way line of the Oregon Central and Pacific Railroad Company; thence North 35°08' West along said westerly right-of-way line 530.19 feet to the southerly line of Melrose Avenue; thence South 54°52' West 490.53 feet to the easterly line of Grape Street projected; thence South 35°08' East along the easterly line of said Grape Street, 66.74 feet; thence continuing along the easterly line of Grape Street, on the arc of a 160.0 foot radius curve to the right (the long chord of which curve bears South 17°25' East 97.37 feet) a distance of 98.95 feet; thence South 0°18' East 4.05 feet to the point of beginning. EXCEPTING THEREFROM that portion conveyed to the City of Medford, a municipal corporation, of the State of Oregon, by deed recorded August 14, 1963 in Volume 551, page 280 of the Deed Records of Jackson County, Oregon.

(Code 49-01, Account #1-037526-2, Map #371W30CD, Tax Lot #5900)

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**EXHIBIT A**

**To Warranty Deed (Jackson County, OR)**

**Description J: Neuman Supply**
104878-J

TRACT J: Lots Three (3) and Four (4) in Block One (1) of HELMS ADDITION to the City of Medford, Jackson County, Oregon, according to the official plat thereof, now of record.

(Code 49-01, Account #1-037319-9, Map #371W30CC, Tax Lot #300)

15

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**EXHIBIT A**

**To Warranty Deed (Jackson County, OR)**

**Description I: Valley Electric**
104878-L

TRACT L: The Southerly 10.0 feet of Lot Six (6), and all of Lots Seven (7) and Eight (8) in Block Two (2) of LUNSDEN'S ADDITION to the City of Medford, Jackson County, Oregon, according to the official plat thereof, now of record.

(Code 49-01, Account #1-037193-5, Map #371W30CA, Tax Lot #6400)

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**EXHIBIT A**
**To Warranty Deed (Jackson County, OR)**

**Description O: Norcross**

104878-O

TRACT O - (Norcross Orchard Property):

Commencing at the southeast corner of Donation Land Claim No.55, Township 37 South, Range 2 West, of the Willamette Meridian in Jackson County, Oregon; thence North 0°15' West, 329.00 feet; thence South 89°45' West, 30.00 feet to a 1" galvanized iron pipe located at the north corner of that parcel described in Volume 303 page 477 of the Deed Records of Jackson County, Oregon, for the True Point of Beginning; thence North 0°15' West along the west boundary of Hamrick Road, 482.21 feet; thence South 89°53'40" West, parallel with the south boundary of said Claim, 1249.02 feet to an intersection with the easterly boundary of that parcel described in Volume 236 page 297 said Deed Records; thence South 4°16'10" East along said easterly parcel boundary (as the same was found to be monumented) 659.92 feet; thence South 16°41'50" East along said easterly parcel boundary (as the same was found to be monumented) 159.60 feet to the south boundary of said Claim No. 55; thence North 89°53'40" East along said claim boundary 828.64 feet to the west corner of that parcel described in Volume 303 page 477 said Deed Records; thence 516.21 feet along the arc of a curve left (which arc has a radius of 328.10 feet and a long chord of North 44°49'20" East, 464.59 feet) to the True Point of Beginning.

TOGETHER WITH all that portion described in deed from Jackson County, Oregon, recorded October 29, 1979 as No. 79-24065 of the Official Records of Jackson County, Oregon.

ALSO, Commencing at the north-northeast corner of Donation Land Claim No. 56, Township 37 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon; thence North 178.45 feet; thence East 95.77 feet to a 1" galvanized iron pipe located at the intersection of the north boundary of that 2.6 acre parcel described in Volume 283 page 40 of the Deed Records of Jackson County, Oregon, with the westerly boundary of that parcel described in Volume 236 page 297 said Deed Records, for the True Point of Beginning; thence North 16°15' West, 275.64 feet to the monumented angle point on said westerly parcel boundary; thence North 25°48' West along the said westerly parcel boundary (as the same was found to be monumented) 624.55 feet to the easterly right of way line of Beebe Road; thence along said road boundary as follows: South 51°13'10" West, 5.74 feet; thence 302.08 feet along the arc of a curve left (which arc has a radius of 256.48 feet and a long chord of South 17°28'40" West, 284.92 feet); thence South 16°15'50" East, 229.25 feet; thence 314.60 feet along the arc of a curve right (which arc has a radius of 348.31 feet and a long chord of South 9°36'40" West, 304.01 feet); thence South 35°29'10" West, 39.55 feet to an intersection with the said North 2.6 acre parcel boundary; thence leaving said road boundary North 89°56'30" East, 448.52 feet to the True Point of Beginning.



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**EXHIBIT A**

**To Warranty Deed (Jackson County, OR)**

Jackson County, Oregon
Recorded
OFFICIAL RECORDS
APR 2 2002
8:30 am
COUNTY CLERK

**Description O: Norcross (continued)**

104878-O (continued)

ALSO, Commencing at the north-northeast corner of Donation Land Claim No. 56, Township 37 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon; thence North 71.02 feet; thence West 502.73 feet to a 1" galvanized iron pipe located at the intersection of the northeasterly right of way line of Interstate Highway No. 5 with the westerly boundary of Beebe Road for the True Point of Beginning; thence along said Beebe Road boundary as follows: North 35°29'10" East, 213.71 feet; thence 260.40 feet along the arc of a curve left (which arc has a radius of 288.31 feet and a long chord of North 9°36'40" East, 251.64 feet); thence North 16°15'50" West, 229.25 feet; thence 372.75 feet along the arc of a curve right (which arc has a radius of 316.48 feet and a long chord of North 17°28'40" East, 351.58 feet); thence North 51°13'10" East, 242.46 feet to an intersection with the easterly boundary of that tract described in Volume 5 page 60 of the Deed Records of Jackson County, Oregon; thence leaving said road boundary, North 15°27'50" West, 164.34 feet to the northeast corner of said tract; thence South 89°51'40" West, 814.40 feet to a stone monument with cross found for the northwest corner of said tract; thence South 14°23'40" East along the westerly boundary of said tract 1169.82 feet to an intersection with the northeasterly right of way line of Interstate Highway No. 5; thence South 69°52' East, 43.15 feet to a point 715.00 feet Northeasterly at right angles from Engineer's centerline station 593+70 of said highway; thence 193.29 feet along the arc of a curve right (which arc has a radius of 29,362.89 feet and a long chord of South 42°49'40" East, 193.29 feet) to the True Point of Beginning.

ALSO, A tract of land lying in Donation Land Claim No. 55, Township 37 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon, lying Westerly of those parcels deeded to the State of Oregon and recorded in Volume 236 page 297 and in Volume 235 page 352 of the Deed Records of Jackson County, Oregon and lying Southerly from that 2.6 acre parcel described in Volume 283 page 40 said Deed Records.

EXCEPTING THEREFROM all those portions conveyed to Jackson County, Oregon by deeds recorded October 10, 1979 as No. 79-22546 and No. 79-22547, recorded January 4, 1977 as No. 77-00110 and recorded October 15, 1979 as No. 79-22985, and recorded August 4 1994 as No. 94-28590 of the Official Records of Jackson County, Oregon.

ALSO EXCEPTING THEREFROM All that portion acquired by the State of Oregon, by and through its Department of Transportation by Stipulated Judgment rendered in the State Circuit Court of Oregon, for Jackson County, under Case No. 91-0993-L; a certified copy of which is recorded as Instrument No. 92-13906, said Official Records.

ALSO, TOGETHER WITH all that portion of Beebe Road as vacated by the Board of County Commissioners of Jackson County, Order No. 310-00, as more fully set forth in Instrument recorded August 30, 2000 as No. 00-35593, said Official Records.

(Code 6-02, Account #1-019594-7, Map #372W02D, Tax Lot #100)
(Code 6-28, Account #1-019598-8, Map #372W02D, Tax Lot #500)
(Code 6-28, Account #1-019599-6, Map #372W02D, Tax Lot #600)

**** End of Exhibit A ****

Jackson County, Oregon
Recorded
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MAR 1 8 2002
8:30 am
COUNTY CLERK

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T 10465

# Water Right Transfer Supplemental Form A
## DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

Removed from transfer as per letter dated 8/21/08 received 8/22/08

*List only **one** water right per page. A **separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.*

*Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.*

- Certificate Number or other identifying number: 80576

## 1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

| Point of Diversion or Appropriation | Place of Use | Character of Use |
|---|---|---|
| ☐ **Change** (The old point of diversion or appropriation will **not** be used for the portion of the water right affected by the transfer.)<br>X **Additional** (Both the old ***and*** new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.)<br>☐ **Historic Point of Diversion or Appropriation Change** (Unauthorized point of diversion or appropriation used for more than 10 years.)<br>☐ **Surface Water to Ground Water** (A new point of appropriation will be used **instead of** the old point of diversion. The old point of diversion will **not** be used.)<br>☐ **Point of Diversion Change due to Government Action** (The old point of diversion or appropriation can no longer be used due to government action.)<br>☐ **Exchange** (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.) | ☐ **All of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.)<br>X **Only a portion of the right will be exercised at a different location than currently authorized** (Use of water at the current location will be discontinued.) | Proposed new use:<br>☐ **Irrigation**<br>X **Municipal**<br>☐ **Quasi-municipal**<br>☐ **Commercial**<br>☐ **Industrial**<br>☐ **Instream** (complete and attach ***Supplemental Form C***)<br>☐ **Domestic** (indicate number of households) _____<br>☐ **Other** _____<br>☐ **Substitution** (A supplemental ground water right will be substituted for a primary surface water right.)<br>☐ **Supplemental Use to Primary Use** (Primary water right shall be cancelled and the supplemental water right will change to primary use.) |

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## 2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer *(check and complete **one** of the following):*

| | | | |
|---|---|---|---|
| X | Certificated Right | 80576<br>Certificate Number | 30364 and 38230<br>Permit Number or Decree Name |
| ☐ | Adjudicated, Non-certificated Right | <br>Name of Decree | <br>Page Number |
| ☐ | Permit for which Proof has been Approved | <br>Permit Number | <br>Date Claim of Beneficial Use Submitted |
| ☐ | Transferred Right for which Proof has been Filed | <br>Previous Transfer Number | <br>Date Claim of Beneficial Use Submitted |

- Name on Permit, Certificate, or Decree: Rogue River Valley Irrigation District
- County: Jackson
- Authorized Use(s) to be Affected by Transfer: Supplemental irrigation
- Priority Date(s): September 6, 1915

  *If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer:

  Agate Reservoir and Dry Creek

  Tributary to: Little Butte Creek, tributary of Rogue River

  *If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

***For applications proposing a Change in Place of Use or Character of Use:***

- Are there **Other Water Rights,** Permits or Ground Water Registrations associated with this land?

  **X** Yes ☐ No ☐ N/A – *No Change in Place of Use or Character of Use*

  *If "**Yes**", what are the Permit, Registration or Certificate Numbers?* Cert 80566, 80567, 80569, 80571, 80574 are the certificates subject to this application. The following rights are not subject to this application 65709, 65712, 65713 and Permits S-25915 and S-23210 (see note on next page concerning S-25915)

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*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer* ***must be included in the transfer or be cancelled****, except as provided in OAR 690-380-2240(5).*

Permit S-25915 lists this property as place of use. The source of water for this permit is the water supply developed by the Bureau of Reclamation for the Talent Division of the Rogue River Project. The sources of water listed on this permit cannot be delivered to this property. The proof survey for S-25915 will not list this property as having used water from this source.

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- Certificate Number or other identifying number: 80576

*The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

**Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:**
*(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)*

| If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____) | Source and Priority Date | Township | Range | Mer | Sec | ¼ ¼ | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|---|---|---|---|---|---|---|---|---|
| | **Agate Dam and Dry Creek** **September 6, 1915** | **36 S** | **1W** | **W M** | **25** | **NW NW** | **36-1W-25-600** | **1090 ft South and 1250 ft East fm the NW Cor. Sec. 25, T36S, R1W, W.M.** |

- Does the water right being transferred involve a ground water source(s)?

☐ Yes **X** No *(Surface water source only.)*

*If "**Yes**", for each authorized point of appropriation (well) involved, you must either:*

A. *Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

***or***

B. *If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.*

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**Construction of Existing Authorized Point(s) of Appropriation** – ***(Only needed if no well log is available.)***
*Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

| OWRD Well No. as identified in table above | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |

- Certificate Number or other identifying number: 80576



T 10465

*The following information **must be provided** only for those places of use that **are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.)** Attach additional pages as necessary.*

*Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.*

**Location of Existing Authorized Place of Use to be Affected:**
*(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)*

| Source and Priority Date | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Acres (if applicable) |
|---|---|---|---|---|---|---|---|
| **Agate Dam and Dry Creek September 6, 1915** | 37 S | 1 W | W M | 5 | SW NW | 371W05 -600 | 32.8 supp |
| **Agate Dam and Dry Creek September 6, 1915** | 37 S | 1 W | W M | 5 | SE NW | 371W05 -600 | 37.7 Supp |
| **Agate Dam and Dry Creek September 6, 1915** | 37 S | 1 W | W M | 5 | NE SW | 371W05 -900 | 26.1 Supp |
| **Agate Dam and Dry Creek September 6, 1915** | 37 S | 1 W | W M | 5 | NW SW | 371W05 -900 | 31.3 Supp |

- Certificate Number or other identifying number: 80576

## 3. PROPOSED CHANGES TO THE WATER RIGHT

*Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.*

**Location of Proposed Point(s) of Diversion or Appropriation:**
*(i.e., the "TO" point(s) of diversion or appropriation)* ☐ *N/A – Instream Water Right Transfer*
*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)*

| Source | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|---|---|---|---|---|---|---|---|
| Agate Dam and Dry Creek | **36 S** | **1 W** | **W M** | **13** | SW NW | **36-2W-13-1800 DLC 41** | 3961.8 Feet South and 1883.3 Feet East from the NE Corner of DLC 42 in Section 11, T36S, R2W, W.M. |

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No **X** N/A - *No proposed well(s) listed above.*

  *If "**Yes**", attach and **clearly label** the corresponding well log(s) for each proposed well, **or** if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)*

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*If "**No**", describe the anticipated construction for the proposed well(s) in the following table:*

**Construction of Proposed Point(s) of Appropriation or Well(s)**

*Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.*

| Well already built? (Yes/No) | If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-____) | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |

- Certificate Number or other identifying number: 80576

*Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.*

**Location of Proposed Place of Use:** *(i.e., the "TO" lands)* ☐ *N/A – Instream Water Right Transfer*

*(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)*

| Source | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Acres (if applicable) |
|---|---|---|---|---|---|---|---|
| **See Attached Table 1** | | | | | | | |
| | | | | | | | |

Remarks: This application anticipates the transfer of an irrigation water right to municipal use by the City of Central Point. The point of diversion being added is the intake to the pumping plant of Medford Water Commission located on the Rogue River. It is anticipated that the water will be released by RRVID to flow through Little Butte Creek to the Rogue River, then down the Rogue River to the Medford Water Commission intake. This transfer application is the same as T-10120 for POD and POU.

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# Table 1

**Location of Proposed Place of Use**
**Medford Irrigation District and**
**Naumes Properties LLC**
**to**
**City of Central Point**

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| Township | Range | Section | Qtr-Qtr |
|---|---|---|---|
| 36 S | 2 W | 34 | NESW |
| 36 S | 2 W | 34 | SESW |
| 36 S | 2 W | 34 | NESE |
| 36 S | 2 W | 34 | NWSE |
| 36 S | 2 W | 34 | SWSE |
| 36 S | 2 W | 34 | SESE |
| 36 S | 2 W | 35 | SWSW |
| 36 S | 2 W | 35 | SESE |
| 36 S | 2 W | 36 | SENW |
| 36 S | 2 W | 36 | NESW |
| 36 S | 2 W | 36 | SWSW |
| 36 S | 2 W | 36 | SESW |
| 37 S | 2 W | 1 | NENW |
| 37 S | 2 W | 1 | NWNW |
| 37 S | 2 W | 1 | SWNW |
| 37 S | 2 W | 1 | SENW |
| 37 S | 2 W | 1 | NESW |
| 37 S | 2 W | 1 | NWSW |
| 37 S | 2 W | 1 | SWSW |
| 37 S | 2 W | 1 | SESW |
| 37 S | 2 W | 2 | NENE |
| 37 S | 2 W | 2 | SENE |
| 37 S | 2 W | 2 | NWNW |
| 37 S | 2 W | 2 | SWNW |
| 37 S | 2 W | 2 | SENW |
| 37 S | 2 W | 2 | NESW |
| 37 S | 2 W | 2 | NWSW |
| 37 S | 2 W | 2 | SWSW |
| 37 S | 2 W | 2 | SESW |
| 37 S | 2 W | 2 | NESE |
| 37 S | 2 W | 2 | NWSE |
| 37 S | 2 W | 2 | SWSE |
| 37 S | 2 W | 2 | SESE |

| Township | Range | Section | Qtr-Qtr |
|---|---|---|---|
| 37 S | 2 W | 3 | NENE |
| 37 S | 2 W | 3 | NWNE |
| 37 S | 2 W | 3 | SWNE |
| 37 S | 2 W | 3 | SENE |
| 37 S | 2 W | 3 | NENW |
| 37 S | 2 W | 3 | NWNW |
| 37 S | 2 W | 3 | SWNW |
| 37 S | 2 W | 3 | SENW |
| 37 S | 2 W | 3 | NESW |
| 37 S | 2 W | 3 | NWSW |
| 37 S | 2 W | 3 | SWSW |
| 37 S | 2 W | 3 | SESW |
| 37 S | 2 W | 3 | NESE |
| 37 S | 2 W | 3 | NWSE |
| 37 S | 2 W | 3 | SWSE |
| 37 S | 2 W | 3 | SESE |
| 37 S | 2 W | 10 | NENE |
| 37 S | 2 W | 10 | NWNE |
| 37 S | 2 W | 10 | SWNE |
| 37 S | 2 W | 10 | SENE |
| 37 S | 2 W | 10 | NENW |
| 37 S | 2 W | 10 | NWNW |
| 37 S | 2 W | 10 | SWNW |
| 37 S | 2 W | 10 | SENW |
| 37 S | 2 W | 10 | NESW |
| 37 S | 2 W | 10 | NWSW |
| 37 S | 2 W | 10 | SWSW |
| 37 S | 2 W | 10 | SESW |
| 37 S | 2 W | 10 | NESE |
| 37 S | 2 W | 10 | NWSE |
| 37 S | 2 W | 10 | SWSE |
| 37 S | 2 W | 10 | SESE |
| 37 S | 2 W | 11 | NENE |
| 37 S | 2 W | 11 | NWNE |
| 37 S | 2 W | 11 | SWNE |

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| | | | | | | | |
|---|---|---|---|---|---|---|---|
| 37 S | 2 W | 11 | SENE | 37 S | 2 W | 11 | SWSE |
| 37 S | 2 W | 11 | NENW | 37 S | 2 W | 11 | SESE |
| 37 S | 2 W | 11 | NWNW | | | | |
| 37 S | 2 W | 11 | SWNW | 37 S | 2 W | 12 | NENW |
| 37 S | 2 W | 11 | SENW | 37 S | 2 W | 12 | NWNW |
| 37 S | 2 W | 11 | NESW | 37 S | 2 W | 12 | SWNW |
| 37 S | 2 W | 11 | NWSW | 37 S | 2 W | 12 | SENW |
| 37 S | 2 W | 11 | SWSW | 37 S | 2 W | 12 | NESW |
| 37 S | 2 W | 11 | SESW | 37 S | 2 W | 12 | NWSW |
| 37 S | 2 W | 11 | NESE | 37 S | 2 W | 12 | SWSW |
| 37 S | 2 W | 11 | NWSE | 37 S | 2 W | 12 | SESW |

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*EnviroLogic Resources, Inc.*
ENVIRONMENTAL · WATER RESOURCES SCIENTISTS

#1

# FACSIMILE TRANSMITTAL

**TO:** Salem Office

**COMPANY:** WRD

**DATE:** 11/27/07 **TIME:** 1155 refaxed 12/28/07 Nags

**FAX #:** 503-986-0904

**FROM:** Tom Callahan

**Number of Pages (including cover):** 2

**MESSAGE:**

Estimate for RRUD T-10465

Thks!

Tom

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SALEM, OREGON

**Original to Follow?** yes

**Project Number:** 10105.000

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# Reimbursement Authority Process
# Itemized Estimate Sheet
# for
# Water Rights Transfer

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SALEM, OREGON

Application Number T-10465

Name of Applicant: Rogue River Valley Irrigation District

## Proposed Timeline

| | |
|---|---|
| 10/16/07 | Public Notice (start of 30-day comment period). |
| 12/14/07 | Completion of draft preliminary determination--1 week after contracts signed and removal of deficiencies, but not before the end of the Public Notice comment period and receipt of all agency reviews (Watermaster, groundwater and ODFW as applicable). |
| 1/21/08 | Deadline for applicant review of draft preliminary determination--30 days or more after draft PD mailed to applicant, depending on issues to be resolved. |
| 5 working days after DPD comments received | **Completion of contract work:** Submittal of PD cover letter, PD public notice (and remaining rights certificates if applicable)--within 5 business days after comments received from applicant that the draft is satisfactory, or after the end of the period for applicant to comment on draft PD and remedy deficiencies. |

*For purposes of water right transfers, all deliverables must be in **Microsoft Word** except remaining right certificates for which electronic copies of the existing certificates are currently available in WordPerfect.*

## Estimate

| | Item | Time | |
|---|---|---|---|
| 1 | Review of application for completeness. (initial review longer & had to re review after deficiency had to resubmit 1 map again) | 2.0 | +4.0 |
| 2 | Review of "From" lands to confirm consistency with existing right(s) and ownership. ownership/irrigation permission rights trim req. more | 4.0 | +2.0 |
| 3 | Review of "To" lands for conflicts and preparation of draft deficiency letter (*if necessary*). 9 sections (prepare deficiency letter took longer) | 4.0 | +2.0 |
| 4 | Preparation of draft preliminary determination, DPD cover letter and contact list. | 9.5 | |
| 5 | Preparation of PD public notice, PD cover letter (and remaining right certificate(s) if necessary), and processing documentation. 6 rr cert/processing documentation (large volume than anticipated) | 12.5 | +2.0 |
| | **Total Estimated Time:** | 32.0 | +10.0 |

(Indicate the estimated amount of time, in ½ hour increments, needed to complete each item listed.)

10 more hours for total of 42.0

Prior to preparing an estimate, contact Department staff if work could not be performed consistent with the proposed timeline. In developing the estimate, review the transfer application, transfer map, existing certificate, and final proof map. Pay particular attention to the clarity of the existing rights and the complexity of the request.

Name of Consultant: Newton Consultants

Authorized Representative: _____ Date: 11/27/07

9/8/08

*Revised 11/5/2004 DIP*

# Reimbursement Authority Process
# Itemized Estimate Sheet
# for
# Water Rights Transfer

Application Number T-10465

Name of Applicant: Rogue River Valley Irrigation District

## Proposed Timeline

| | |
|---|---|
| 10/16/07 | Public Notice (start of 30-day comment period). |
| 12/14/07 | Completion of draft preliminary determination--1 week after contracts signed and removal of deficiencies, but not before the end of the Public Notice comment period and receipt of all agency reviews (Watermaster, groundwater and ODFW as applicable). |
| 1/21/08 | Deadline for applicant review of draft preliminary determination--30 days or more after draft PD mailed to applicant, depending on issues to be resolved. |
| 5 working days after DPD comments received | **Completion of contract work:** Submittal of PD cover letter, PD public notice (and remaining rights certificates if applicable)--within 5 business days after comments received from applicant that the draft is satisfactory, or after the end of the period for applicant to comment on draft PD and remedy deficiencies. |

*For purposes of water right transfers, all deliverables must be in **Microsoft Word** except remaining right certificates for which electronic copies of the existing certificates are currently available in WordPerfect.*

## Estimate

| | Item | Time |
|---|---|---|
| 1 | Review of application for completeness. | 2.0 |
| 2 | Review of "From" lands to confirm consistency with existing right(s) and ownership. 6 rights | 4.0 |
| 3 | Review of "To" lands for conflicts and preparation of draft deficiency letter (*if necessary*). 9 sections | 4.0 |
| 4 | Preparation of draft preliminary determination, DPD cover letter and contact list. | 9.5 |
| 5 | Preparation of PD public notice, PD cover letter (and remaining right certificate(s) if necessary), and processing documentation. 6 rr cert | 12.5 |
| | **Total Estimated Time:** | 32.0 |

(Indicate the estimated amount of time, in ½ hour increments, needed to complete each item listed.)

Prior to preparing an estimate, contact Department staff if work could not be performed consistent with the proposed timeline. In developing the estimate, review the transfer application, transfer map, existing certificate, and final proof map. Pay particular attention to the clarity of the existing rights and the complexity of the request.

Name of Consultant: Newton Consultants

Authorized Representative: _____ Date: 1/27/07

RECEIVED
SEP 16 2008
WATER RESOURCES DEPT
SALEM, OREGON

*Revised 11/5/2004 DIP*

# WORK ORDER

Work Order #: **Rogue River Valley - Amended**

## Water Right Contract Work

This Work Order hereby incorporates by reference all of the terms and conditions contained in the Price Agreement between the State of Oregon acting by and through Oregon Water Resources Department and **Newton Consultants Inc.**

| Contractor Data | Water Resource Data |
|---|---|
| Contractor: Newton Consultants Inc. | Project Officer: Dorothy Pedersen |
| Project Contact: Tom Calabrese | Transfer advisor |
| Address: 521 SW 6th Street, Suite 100 | Address: 725 Summer Street NE, Suite A |
| Redmond, OR 97756 | Phone: (503) 986-0813 |
| Phone: (541) 504-9960 | Fax: (503) 986-0901 |
| Fax: (541) 504-9961 | E-Mail: Dorothy.I.Pedersen@wrd.state.or.us |
| E-Mail: dnewton@newtonconsultant.com | |

Work Order Effective Date: **February 7, 2008.**

**Part I. General Information.** This Work Order is in effect between the contractor and the Department for the processing of water right applications as described in the Master Agreement

**Part II. Work; Acceptance Criteria; Deliverables and Delivery Schedule:** – See **Exhibit A** (Statement of Work for delivery schedule.

**Part III. Special Considerations.** There is no Special Consideration related to this Work Order.

**Part IV. Payment Provisions:** Invoice for this project shall be submitted only upon completion of the project. Such invoice shall include a copy of the **Deliverable Cover Sheet** for the project. Unless otherwise specified, payments related to this Work Order shall be made only upon receipt and approval of the final product - The Final Product includes all deliverables - the Final Check List or Cover Sheet, Electronic and Paper Reports.

**Part V. Travel and Other Expenses.**
Agency shall not reimburse Contractor for any travel expense under this Contract.

**Part VI. Contract Amendments.**

The Agency reserves the right to amend the Contract for the Anticipated Amendments, listed below, in accordance with the rules of OAR 125-246-0560.

**ANTICIPATED AMENDMENTS**
None. Unless specified by the Agency.

Exhibit A

**Statement of Work**

# Reimbursement authority
# Itemized Estimate
# For
# Transfer

**Application Number: T-10465**

Name of Applicant: **Rogue River Valley Irrigation District**

| | Item | Time |
|---|---|---|
| 1 | Review of application for completeness. | ~~2.0~~ 6.0 |
| 2 | Review of "From" lands to confirm consistency with existing right(s) and ownership. | ~~4.0~~ 6.0 |
| 3 | Review of "To" lands for conflicts and preparation of draft deficiency letter (*if necessary*). | ~~4.0~~ 6.0 |
| 4 | Preparation of draft preliminary determination, DPD cover letter and contact list. | 9.5 |
| 5 | Preparation of PD public notice, PD cover letter (and remaining right certificate(s) if necessary), and processing documentation. | 14.5 |
| | **Total Estimated Time:** | ~~32.0~~ 42.0 |

**Total estimated cost is ~~32.0~~ 42.0 hours at $90.00 per hour = ~~$2,880.00~~ $3,780.00**

Completion of Draft Preliminary Determination: **TBD***

**Dates are contingent on the Applicant's expeditious resolution of any deficiency.*

Contractor shall notify OWRD in advance if more than ~~32~~ **42.0hours** is needed to complete the work described in the Statement of Work above.

Invoices for this Work Order shall be sent to:

**Salem Opeifa**
**Loan Servicing Specialist**
**725 Summer Street NE, Suite A**
**Salem, OR 97301-1271**
**Phone: (503) 986-0929**
**Fax: (503) 986-0904**

**CONTRACTOR, YOU WILL NOT BE PAID FOR SERVICES RENDERED PRIOR TO NECESSARY APPROVALS.**

Agency may terminate this Work Order:

a. Immediately upon written notice if the Department fails to receive funding from the Applicant.
b. Upon receiving a written Termination Notice from the Applicant.

Contractor will be paid for all work performed up to the time of the written Termination Notice but not to exceed the total amount of this Work Order.

**ACCEPTANCE OF TERMS BY CONTRACTOR:**

_____
Name

_____
Signature Date

**APPROVED BY AGENCY:**

_____
Tracy Louden Date
Administrator
Administrative Services
Oregon Water Resources Department

_____
Reviewed as to Legal Sufficiency by Assistant Attorney General Date
*(All work orders more than $75,000 must be approved by the AG's Office)*

## Dorothy Pedersen

**From:** Dorothy Pedersen
**Sent:** Monday, February 25, 2008 8:59 AM
**To:** 'Nancy'
**Subject:** T-10465 deficiency letter

**Attachments:** 10465-DeficLet.doc

10465-DeficLet.doc
(34 KB)

Hi Nancy,

For some reason the T-10465 deficiency letter document you sent made my computer have fits. I was able to open it once, but it took a long time, and when I tried to open it again I got error messages. Thankfully I had printed it after opening it the first time, so I just made some revisions as I started over with a fresh document. Hopefully that was just an odd quirk of this one document that won't happen again.

Attached is the revised letter that will go out in tomorrow morning's mail.

Could you send me the Contact List to use when I prepare the mailing envelopes?

Thanks,
Dorothy

Dorothy I. Pedersen
Transfer Program Advisor
(503) 986-0890
Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, OR 97301-1266

## Dorothy Pedersen

**From:** Nancy [nancyesmith@h2ogeo.com]
**Sent:** Thursday, February 14, 2008 2:11 PM
**To:** Dorothy Pedersen
**Subject:** Re: T-10465

**Attachments:** T_10465_MapMemo.doc

T_10465_MapMemo
.doc (29 KB)

I have finished all of the background work. Attached are the map issues so we can determine if the acerage (or what amount) of acerage is transferable.
Resolving this will allow for the remaining rights cfs's to be calculated.
Underlaying this transferable acerage issue is if supplemental irrigation can go to municipal. There are up to 3 supplemental rights stacked and on the "to" map they unstacked them to get the full amount of acerage. If the supplemental has to be cancelled anyway maybe the map research does not need to be so detailed.....

Fri I will prepare a brief memo identifying the concerns (there are several beyond this map issue); so maybe you do not want to act on trying to find maps until you are aware of all the issues.

Thanks
Nancy

----- Original Message -----
From: "Dorothy Pedersen" <pedersdi@wrd.state.or.us>
To: "Nancy" <nancyesmith@h2ogeo.com>
Sent: Friday, February 08, 2008 10:30 AM
Subject: RE: T-10465

Thanks, Nancy. I just returned to my desk after asking Salem whether the T-10465 work order had gone out yet. That's the second such incident this morning, so we must have some ESP going on.

Have a good Friday,

Dorothy

-----Original Message-----
From: Nancy [mailto:nancyesmith@h2ogeo.com]
Sent: Friday, February 08, 2008 10:22 AM
To: Dorothy Pedersen
Subject: Re: T-10465

Dorothy,

We got the work order so I will start on it today!

Nancy
----- Original Message -----
From: "Dorothy Pedersen" <pedersdi@wrd.state.or.us>
To: "Nancy" <nancyesmith@h2ogeo.com>
Cc: <tomcalabrese@h2ogeo.com>
Sent: Wednesday, January 30, 2008 11:26 AM
Subject: RE: T-10465

Hi Nancy,

The applicant agreement has been signed and the money deposited, so I expect you'll be seeing a work order by the time you get back next Wednesday.

Thanks for checking back on this,
Dorothy

-----Original Message-----
From: Nancy [mailto:nancyesmith@h2ogeo.com]
Sent: Wednesday, January 30, 2008 8:22 AM
To: Dorothy Pedersen
Cc: Tom Calabrese
Subject: Re: T-10465

Dorothy,

We still do not have a work order for this transfer. Tom Calabrese has called Salem but we have not heard back. I am out of town until next Wed.

Have a nice week

Nancy East-Smith, RG, CEG
Senior Project Geologist
EnviroLogic Resources, Inc.
2505 SE 11th Avenue, Suite 311
Portland, OR 97202
503.860.9658 (cell)

----- Original Message -----
From: "Dorothy Pedersen" <pedersdi@wrd.state.or.us>
To: <nancyesmith@h2ogeo.com>
Sent: Monday, January 14, 2008 11:16 AM
Subject: T-10465 ODFW review

Hi Nancy,

We received the ODFW review for T-10465 and I have attached it. Please note the special conditions suggested. I believe they will match pretty closely what was in the T-9973 order.

Do you have a work order and everything else that you need in order to prepare the DPD? In the finding that states the public notice of the application was published, you'll need to include a brief summary of the issue that the Bureau of Reclamation mentioned in their comment received November 19, 2007.

Let me know if you have questions,

Dorothy

---

No virus found in this incoming message.
Checked by AVG Free Edition.
Version: 7.5.516 / Virus Database: 269.19.2/1223 - Release Date: 1/13/2008
8:23 PM

# Reimbursement Authority Process
# Itemized Estimate Sheet
# for
# Water Rights Transfer

Application Number T-10465

Name of Applicant: Rogue River Valley Irrigation District

## Proposed Timeline

| | |
|---|---|
| 10/16/07 | Public Notice (start of 30-day comment period). |
| 12/14/07 | Completion of draft preliminary determination--1 week after contracts signed and removal of deficiencies, but not before the end of the Public Notice comment period and receipt of all agency reviews (Watermaster, groundwater and ODFW as applicable). |
| 1/21/08 | Deadline for applicant review of draft preliminary determination--30 days or more after draft PD mailed to applicant, depending on issues to be resolved. |
| 5 working days after DPD comments received | **Completion of contract work:** Submittal of PD cover letter, PD public notice (and remaining rights certificates if applicable)--within 5 business days after comments received from applicant that the draft is satisfactory, or after the end of the period for applicant to comment on draft PD and remedy deficiencies. |

*For purposes of water right transfers, all deliverables must be in Microsoft Word except remaining right certificates for which electronic copies of the existing certificates are currently available in WordPerfect.*

## Estimate

| | Item | Time |
|---|---|---|
| 1 | Review of application for completeness. | 2.0 |
| 2 | Review of "From" lands to confirm consistency with existing right(s) and ownership. 6 Rights | 4.0 |
| 3 | Review of "To" lands for conflicts and preparation of draft deficiency letter (*if necessary*). 9 Sections | 4.0 |
| 4 | Preparation of draft preliminary determination, DPD cover letter and contact list. | 9.5 |
| 5 | Preparation of PD public notice, PD cover letter (and remaining right certificate(s) if necessary), and processing documentation. 6 rr cert | 12.5 |
| | **Total Estimated Time:** | 32.0 |

(Indicate the estimated amount of time, in ½ hour increments, needed to complete each item listed.)

Prior to preparing an estimate, contact Department staff if work could not be performed consistent with the proposed timeline. In developing the estimate, review the transfer application, transfer map, existing certificate, and final proof map. Pay particular attention to the clarity of the existing rights and the complexity of the request.

Name of Consultant: Newton Consultants

Authorized Representative: _____ Date: 11/27/07

*Revised 11/5/2004 DIP*

RECEIVED
DEC 28 2007
WATER RESOURCES DEPT.
SALEM, OREGON

## Dorothy Pedersen

**From:** Dorothy Pedersen
**Sent:** Wednesday, November 21, 2007 5:31 PM
**To:** 'Nancy'
**Subject:** T-10465 another bit of info

**Attachments:** 10465-BOR-memo.pdf

10465-BOR-memo.
pdf (624 KB)

Nancy,

I found another piece of information for you to consider in T-10465. Laura is right, that the transfer order could be issued to approve the change in character of use for the secondary right Certificate 80576 without making the character of use change also for the storage right (Certificate 79912), the water user might lose the right because of not being allowed by the BOR to use the stored water for other than irrigation use. So, the T-10465 DPD should include findings explaining that. You may be able to use some of the language from the memo in drafting the finding.

Have a good holiday,
Dorothy

Dorothy I. Pedersen
Field Services Division
Oregon Water Resources Department
Dorothy.I.PEDERSEN@wrd.state.or.us
503-986-0890

## Dorothy Pedersen

**From:** Dorothy Pedersen
**Sent:** Wednesday, November 21, 2007 4:45 PM
**To:** 'Nancy'
**Subject:** T-10465 tools

**Attachments:** 10465-BOR comment.pdf; 9973-pd.doc; 10160-pd.doc; 10465-rr-80574-template.doc

10465-BOR mment.pdf (584 KB)

9973-pd.doc (143 KB)

10160-pd.doc (177 KB)

10465-rr-80574-te mplate.doc (9...

Nancy,

We received a comment from the Bureau of Reclamation in regard to one of the rights included in T-10465. Since that right is a "secondary" right to use water that is stored in a reservoir, to change the character of use for the secondary right requires that the right to store water in the reservoir would also need to allow for the new use, and the contract with the Bureau would also need to allow for the new use. So, at the least, the water user will need to work with the Bureau to get the contract modified, and possibly the storage right may need to be included in the transfer for a character of use change, if it doesn't already allow for municipal use.

Two previous transfers have been done that are similar to this one, though they involved different water rights. I have attached Preliminary Determination documents for them as examples. The contract work on these ranged from 11 hours to 12.5 hours, but neither involved as many rights as T-10465. Also, I think those contractors may have actually put in more than amount of time.

I've attached an example of the types of template documents that will be available to you, if remaining right certificates are desired. Since these rights are District rights, they may be cancelled and have remaining right certificates, or the District may request just to keep them as "living certificates", in which case the changes would merely be recorded in the Department's records and at some future time remaining right certificates would be issued to account for changes due to multiple transfers. Go ahead and estimate for producing remaining right certificates, then if you don't have to the applicant may receive a refund of the unused funds.

Let me know if you still have questions.

Dorothy

Dorothy I. Pedersen
Field Services Division
Oregon Water Resources Department
Dorothy.I.PEDERSEN@wrd.state.or.us
503-986-0890

## Dorothy Pedersen

**From:** Dorothy Pedersen
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**To:** 'Nancy'
**Subject:** T-10465 another bit of info

**Attachments:** 10465-BOR-memo.pdf

10465-BOR-memo.
pdf (624 KB)

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Have a good holiday,
Dorothy

Dorothy I. Pedersen
Field Services Division
Oregon Water Resources Department
Dorothy.I.PEDERSEN@wrd.state.or.us
503-986-0890

## Dorothy Pedersen

**From:** Dorothy Pedersen
**Sent:** Wednesday, November 21, 2007 5:18 PM
**To:** 'Nancy'
**Subject:** Watermaster review for T-10465

**Attachments:** 10465-wm-rev.pdf

10465-wm-rev.pdf
(31 KB)

Nancy,

Attached is the watermaster review for T-10465.

Dorothy

Dorothy I. Pedersen
Field Services Division
Oregon Water Resources Department
Dorothy.I.PEDERSEN@wrd.state.or.us
503-986-0890

## Shipping Checklist for Reimbursement Authority File

File T- 10465 Applicant: Rogue River Valley Irrigation Dist.

Agent/Contact: Steve Shropshire

Ship to Contractor: Newton

**Items included:**

- ☒ Copy of front of file folder
- ☒ Reimbursement Authority Estimate Application
- ☒ Transfer Application form
- ☒ Transfer map
- ☒ Evidence of use affidavit
- ☒ Supporting documentation for evidence of use
- ☒ Land-use Information form
- ☒ Lot book report (or deed if instream or temporary transfer, or application received before 7/1/03)
- ☒ Certificate or copy of decree for each right to be transferred
- ☒ Final Proof map or decree map for each right to be transferred
- ☒ Well logs (if change in POA, SW POD-to-GW POA change) NA
- ☐ Watermaster review (all transfers) > Will send later
- ☐ ODFW review (if change in POD) > Will send later
- ☒ GW review (if ΔPOA, or POD-to-POA change) NA
- ☒ Transfer review checklist
- ☑ Final Deliverable cover sheet
- ☑ Itemized Estimate sheet for contractor

**Additional things to check:**

- ☑ All regular application processing fees paid
- ☑ Reimbursement Authority $125 fee paid for preparing estimate
- ☒ Date of WRD initial Public Notice 10-16-07

Number of sheets copied 89

File contents copied by Lisa Paschke Date 10/23/07

# Reimbursement Authority Process
# Itemized Estimate Sheet
# for
# Water Rights Transfer

Application Number T-10465

Name of Applicant: Rogue River Valley Irrigation District

## Proposed Timeline

| | |
|---|---|
| 10/16/07 | Public Notice (start of 30-day comment period). |
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*For purposes of water right transfers, all deliverables must be in **Microsoft Word** except remaining right certificates for which electronic copies of the existing certificates are currently available in WordPerfect.*

## Estimate

| | Item | Time |
|---|---|---|
| 1 | Review of application for completeness. | |
| 2 | Review of "From" lands to confirm consistency with existing right(s) and ownership. | |
| 3 | Review of "To" lands for conflicts and preparation of draft deficiency letter (*if necessary*). | |
| 4 | Preparation of draft preliminary determination, DPD cover letter and contact list. | |
| 5 | Preparation of PD public notice, PD cover letter (and remaining right certificate(s) if necessary), and processing documentation. | |
| | **Total Estimated Time:** | |

(Indicate the estimated amount of time, in ½ hour increments, needed to complete each item listed.)

Prior to preparing an estimate, contact Department staff if work could not be performed consistent with the proposed timeline. In developing the estimate, review the transfer application, transfer map, existing certificate, and final proof map. Pay particular attention to the clarity of the existing rights and the complexity of the request.

Name of Consultant: Newton Consultants

Authorized Representative: _____ Date: _____

*Revised 11/5/2004 DIP*

**Review Checklist** **T-10465** **Processor: SW Region Drawer**

**Application**

- ☐ The type of change is clearly indicated.
- ☐ The application is appropriately signed.
- ☐ Appropriate fees were paid. ☐ If overpayment, Refund Request to be sent with FO
- ☐ Land use form matches affected tax lots and is signed by proper official. *(from ALL affected Govt's)*
- ☐ Ditch company, district and/or BOR, sent a copy of the application and map, if appropriate.
- ☐ All required attachments received.

**Water right subject to transfer**

- ☐ Certificated right or Proof accepted "to the satisfaction...."
- ☐ The right been exercised according to terms & conditions of certificate.
- ☐ Delivery system has the capacity to fully divert the rate/duty of the right.
- ☐ No information in record that suggests forfeiture.
- ☐ No conflicts identified on the plat cards and plat card reports printed.
- ☐ Affidavits prepared for rights that need to be canceled or diminished.

**Application Map**

- ☐ The map has an original CWRE signature.
- ☐ The map size and scale accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- ☐ All authorized and proposed POD's/POA's and POU's shown and clearly labeled.
- ☐ Metes and bounds for the POD's/POA's are properly described on the map.
- ☐ The POD/POA dimensions & ¼ ¼ on map match the transfer application and certificate descriptions.
- ☐ Map acres match the tabulation on the certificate.
- ☐ Have final proof maps/decree maps for the rights. ☐ Application map matches certificate FPS.
- ☐ Have necessary aerial photos.

**Determining the "From" and "To" Lands *(make working copy of application and certificates to mark on)***

- ☐ O*nly* the authorized POD's/POA's and POUs to be transferred are listed.
- ☐ Application & certificate tabulations match. *(Mark on appl. and cert. copies and note corrections needed)*
- ☐ Marked on certificate the acreage being transferred, cancelled and remaining by ¼ ¼.

**Ownership**

- ☐ The deed/ROLI matches the ***"from"*** lands. (Don't need to check "to" lands.)
- ☐ Have current tax lot map. *(If transfer application is several years old, contact assessor's office)*
- ☐ The applicant is the owner of the "from" lands.
- ☐ ***All*** owners on the deed/ROLI have signed the application.
- ☐ If necessary, there is a notarized, signed statement of consent from landowners other than applicant.
- ☐ If necessary, there is a copy of written notification to each lien holder identified on ROLI.
- ☐ Agent has authorization to make decisions.

**Evaluation (materials needed for peer reviewer in bold)**

☐ **application** complete ☐ **map** ☐ **FPS** ☐ evidence of use ☐ land-use form
☐ deed/ROLI ☐ **certificate** ☐ fees paid ☐ well logs ☐ **plat card**
☐ **audit** ☐ **dpd**

Reviews/comments/conditions received? ☐ Watermaster ☐ ODFW ☐ GW

Headgate ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintain
Measuring Devices ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintain
Fish Screen Devices ☐

Injury: Y N Enlargement: Y N

Conditions to avoid enlargement/injury –

# Reimbursement Authority
# Final Deliverables Cover Sheet
for
# Transfers

Transfer # T-10465 Applicant: Rogue River Valley Irrigation District

**The following items have been submitted electronically*:**

- ☐ Contact List
- ☐ Draft Preliminary Determination (DPD)
- ☐ DPD Cover Letter
- ☐ PD Notice
- ☐ PD Cover Letter
- ☐ Remaining Right Certificates (one for each right that is not entirely affected by the transfer)

*NOTE: Transfer documents should be submitted in MS Word format preferably, or "rich text" format.

**The following items are enclosed:**

- ☐ Marked copy of transfer application
- ☐ (for POU changes) Plat Card Report marked to indicate any other rights on the "From" lands
- ☐ (for POU changes) Plat Card Report marked to indicate rights overlapping proposed POU
- ☐ Notes or sketches, maps, etc. from evaluation of changes, injury evaluation, etc. that will help document what was considered in reaching the findings and determination in the Preliminary Determination.
- ☐ Copies of each certificate that is only partially included in the transfer, marked as needed to show what portion of the right is being affected, and what remains unchanged.

☐ **Signature of Contractor:** _____ **Date:** _____

***For WRD use only:***

**WRD approval by:** _____ **Date:** _____

**WATER RESOURCES DEPARTMENT**

# REIMBURSEMENT AUTHORITY ESTIMATE APPLICATION

*House Bill 2551(2003 Oregon Laws) authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement. The voluntary agreement can be entered into with any person requesting services and agreeing to pay the Department's costs of providing the service.*

*The Department has established a pool of qualified contractors to perform expedited services for water right transfers, water right permits extensions, and water right certificates.*

The purpose of this application is to obtain an estimate from the next qualified contractor in the appropriate pool. There is a non-refundable application fee of $125.00 per request. The contractor will provide an estimate of the cost and of the time required to process and develop a recommendation on the request of a: *(check one)*:

| REQUEST | TYPE | FILE NUMBER |
|---|---|---|
| ☑ | Transfer Application | T-10465 |
| ☐ | Certificate Request | |
| ☐ | Extension of Time Request | |

| | Applicant Information | Applicant's Representative/Contact |
|---|---|---|
| Name: (Please Print) | Rogue River Valley Irrigation District | Steve Shropshire |
| Address: | 3139 Merriman Rd | PO Box 230669 |
| | Medford, OR 97501 | Portland, OR 97281 |
| Phone: | 541-773-6127 | 503-598-5583 |
| Fax | | |
| E-Mail Address: | | steve.shropshire@jordanschrader.com |

I understand the following:

- There is a non-refundable application fee of $125.00 per request.
- That upon receipt of my non-refundable application fee in the amount of **$ 125.00**, OWRD will assign my request to the next contractor in the pool of contractors performing expedited services.
- That this fee covers the copying, the mailing cost, as well as the cost for the contractor to evaluate and provide the estimate for processing of the request.
- That OWRD will provide all pertinent information to the assigned contractor within three (3) business days.
- That OWRD will, within fourteen (14) days, notify me in writing of the estimates of costs and time frame for the expedited service.
- That upon receiving the estimates I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate application may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to: **OWRD – Reimbursement Authority Program**
  **725 Summer St. NE, Suite A**
  **Salem, OR 97301-1266.**

I certify that I am the *(check one)* ☑ Applicant ☐ Applicant's Representative ☐ Other *(Please specify)*_____

**Signature:** Stephen A Bernstein **Name:** Stephen A Bernstein

**OWRD USE ONLY**

| | |
|---|---|
| **Contractor Assigned:** | **Total Amount Paid: $** |
| **OWRD Approval:** | |

# Map of Claim of Beneficial Use

**T - 10120**
**Place of use**
**T 36 & 37 S, R 2 W, W.M.**

COPY


**FARBER SURVEYING**

PO Box 5286
Central Point, Oregon 97502
Phone 541-664-5599
Fax 541-664-5603
Email hafarber@charter.net

Farber & Sons, Inc.
431 Oak Street
Central Point, Oregon

Tax ID: 93-1057173


Certified Water Right Examiner
045
Herman A. Farber
November 15, 1987
STATE OF OREGON

**RENEWAL DATE 12-31-09**

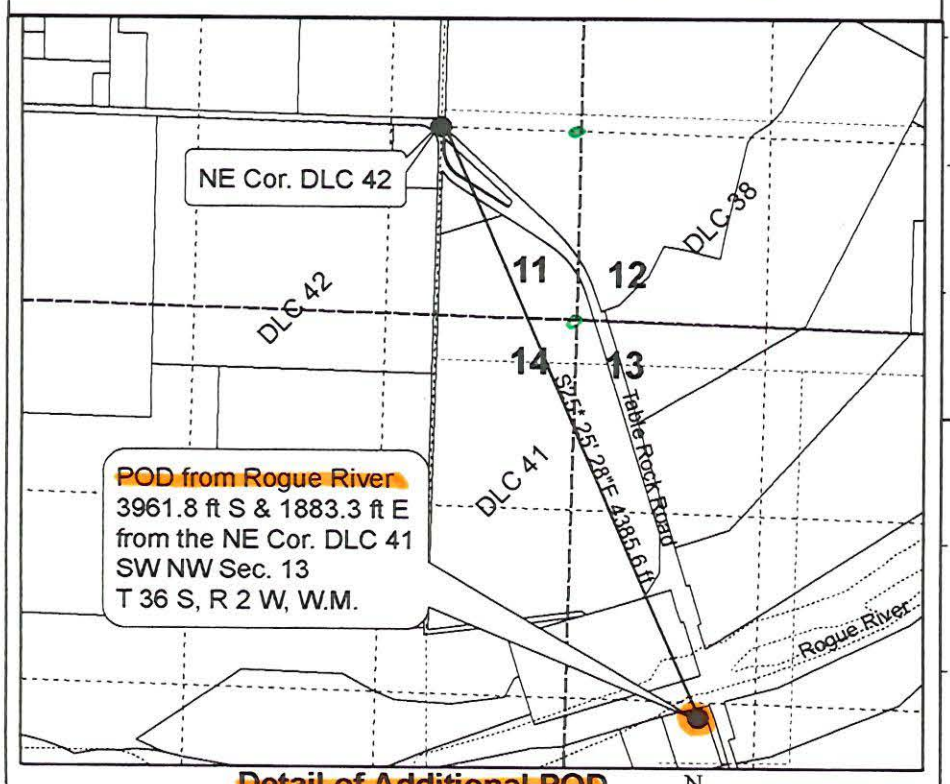
**Note: This map to be used for water right purposes only.**

N

Scale 1" = 2000'

## Legend

- Municipal water right coverage
- Medford Water Commission system
- City of Central Point system
- Section Line
- Quarter-quarter Line




**Detail of Additional POD**
**T 36 S, R 2 W, Sec 13, W.M.**
**Scale 1" = 1320**

POD from Rogue River see detail. Fish screen

Meter location

Location of 5 mil gallon storage and High Service pumps

Medford Water Commission water line to White City and City of Eagle Point

Meter from MWC to City of Central Point Hamrick 10" & 2" meters

1 Mil. Gal. storage reservoir & 2 service pumps

Meter from MWC to City of Central Point Hopkins Rd. 10" meter

**2 Mil Gal. storage reservoir (gravity)**

Meter from MWC to City of Central Point Beall Lane 10" meter

T 36 S

T 37 S

Rogue River

Bear Creek

42"

30"

36"

24"

16"

RECEIVED
AUG 25 2008
WATER RESOURCES DEPT.
SALEM, OREGON

# Map of Claim of Beneficial Use

**T - 10120**

**Place of use**

**T 36 & 37 S, R 2 W, W.M.**

COPY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431 Oak Street
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Tax ID: 93-1057173


Certified Water Right Examiner
045
Herman A. Farber
November 18, 1987
STATE OF OREGON

**RENEWAL DATE 12-31-09**

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- City of Central Point system
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- Quarter-quarter Line

POD from Rogue River
see detail. Fish screen

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Meter location

Location of 5 mil gallon storage and High Service pumps

42"

30"

Rogue River

14 13 23 24 26 25 32 33 34 35 36 T 36 S T 37 S 5 4 3 2 1 8 9 10 11 12 17 16 15 14 13

Meter from MWC to City of Central Point Hamrick 10" & 2" meters

Bear Creek

36"

16"

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Meter from MWC to City of Central Point Hopkins Rd. 10" meter

**2 Mil Gal. storage reservoir (gravity)**

16"

Meter from MWC to City of Central Point Beall Lane 10" meter

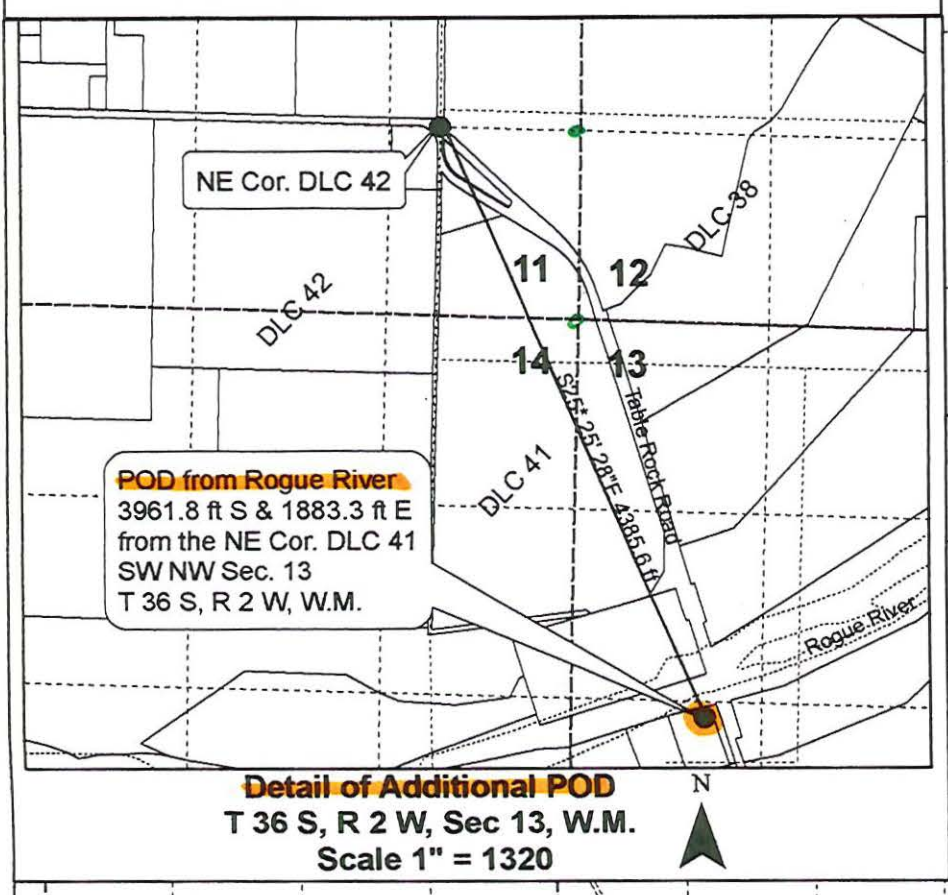
RECEIVED
AUG 25 2008
WATER RESOURCES DEPT.
SALEM, OREGON

R2W

T36S

T37S

R2W




**Detail of Additional POD**
**T 36 S, R 2 W, Sec 13, W.M.**
**Scale 1" = 1320**

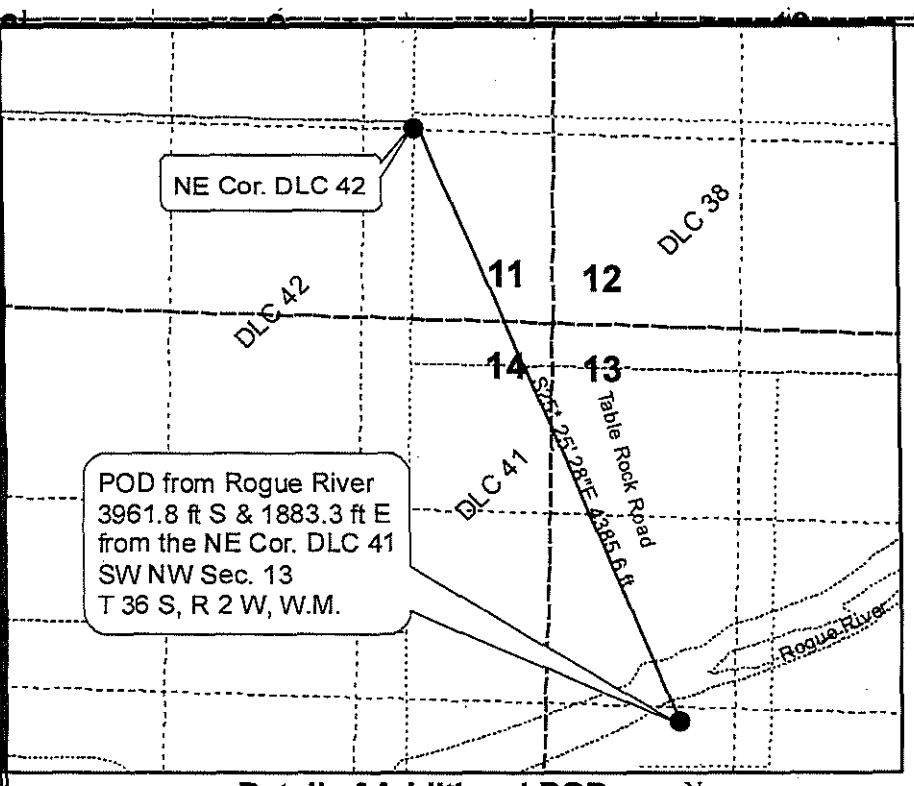
0603

# Map of Claim of Beneficial Use

**T - 10465**

**Place of use**

**T 36 & 37 S, R 2 W, W.M.**




**Detail of Additional POD**
**T 36 S, R 2 W, Sec 13, W.M.**
**Scale 1" = 1320**

N


**Farber Surveying**

**PO Box 5286**
**Central Point, OR 97502**
**541-664-5599**


Certified Water Right Examiner
Herbert A. Farber
November 1st
STATE OF OREGON

RENEWAL DATE 12-31-11

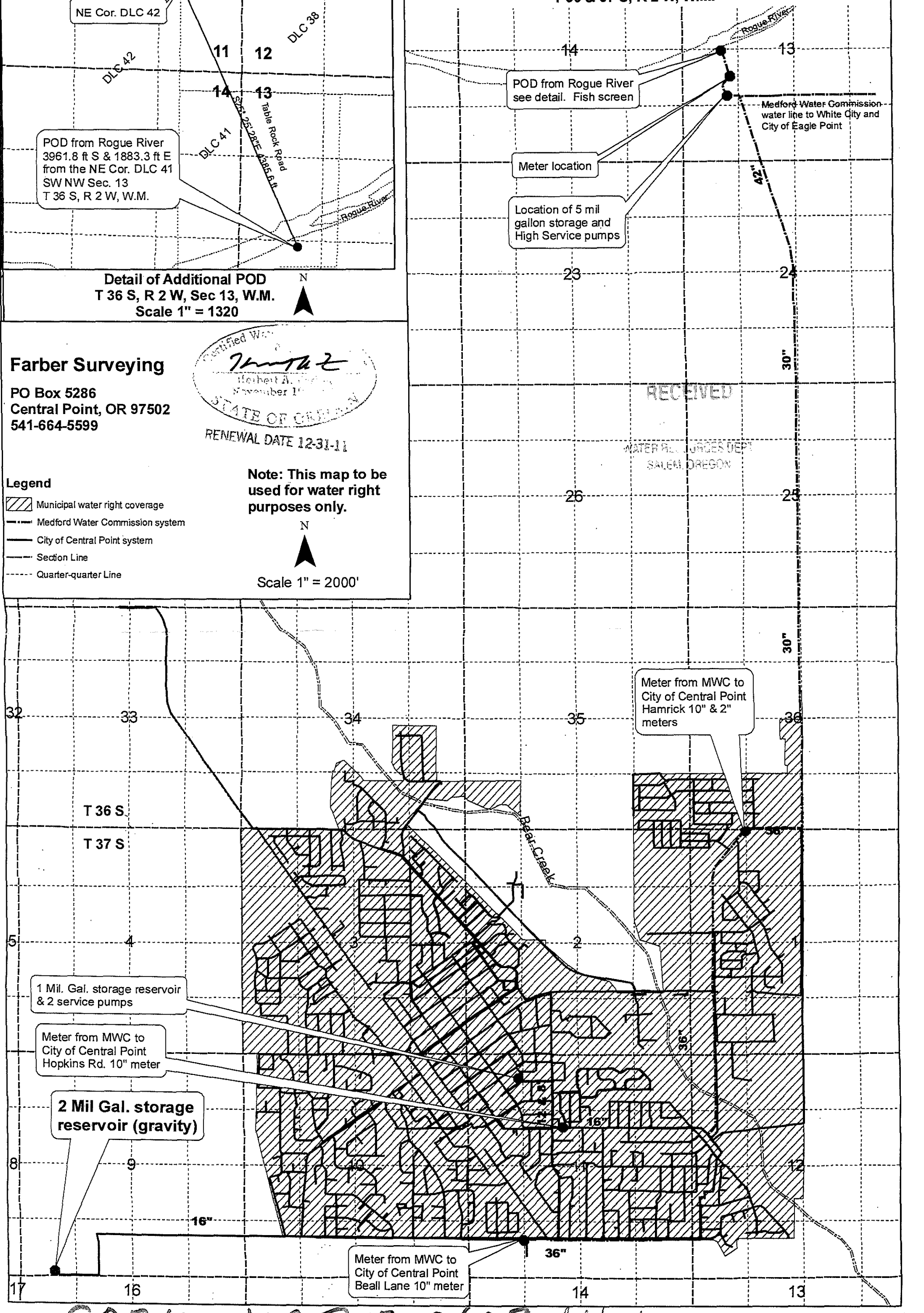
**Legend**

- Municipal water right coverage
- Medford Water Commission system
- City of Central Point system
- Section Line
- Quarter-quarter Line

**Note: This map to be used for water right purposes only.**

N

Scale 1" = 2000'




COBL MAP # 0603 folder 11

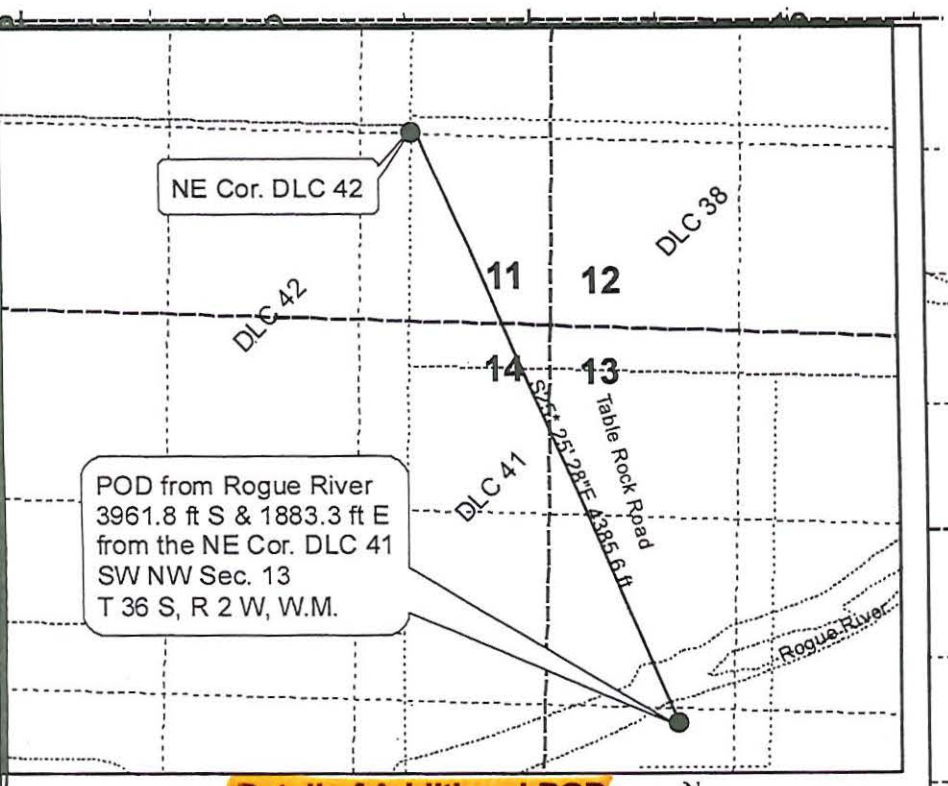
0603

# Map of Claim of Beneficial Use

T - 10465

Place of use

**T 36 & 37 S, R 2 W, W.M.**




**Detail of Additional POD**
**T 36 S, R 2 W, Sec 13, W.M.**
**Scale 1" = 1320**


**Farber Surveying**

**PO Box 5286**
**Central Point, OR 97502**
**541-664-5599**


RECEIVED
RENEWAL DATE 12-31-11

**Note: This map to be used for water right purposes only.**

**Legend**

- Municipal water right coverage
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- City of Central Point system
- Section Line
- Quarter-quarter Line

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T 36 S

T 37 S

Rogue River

Bear Creek

42"

30"

36"

16"

24"

COPY

COBW MAP # 0603 folder 11

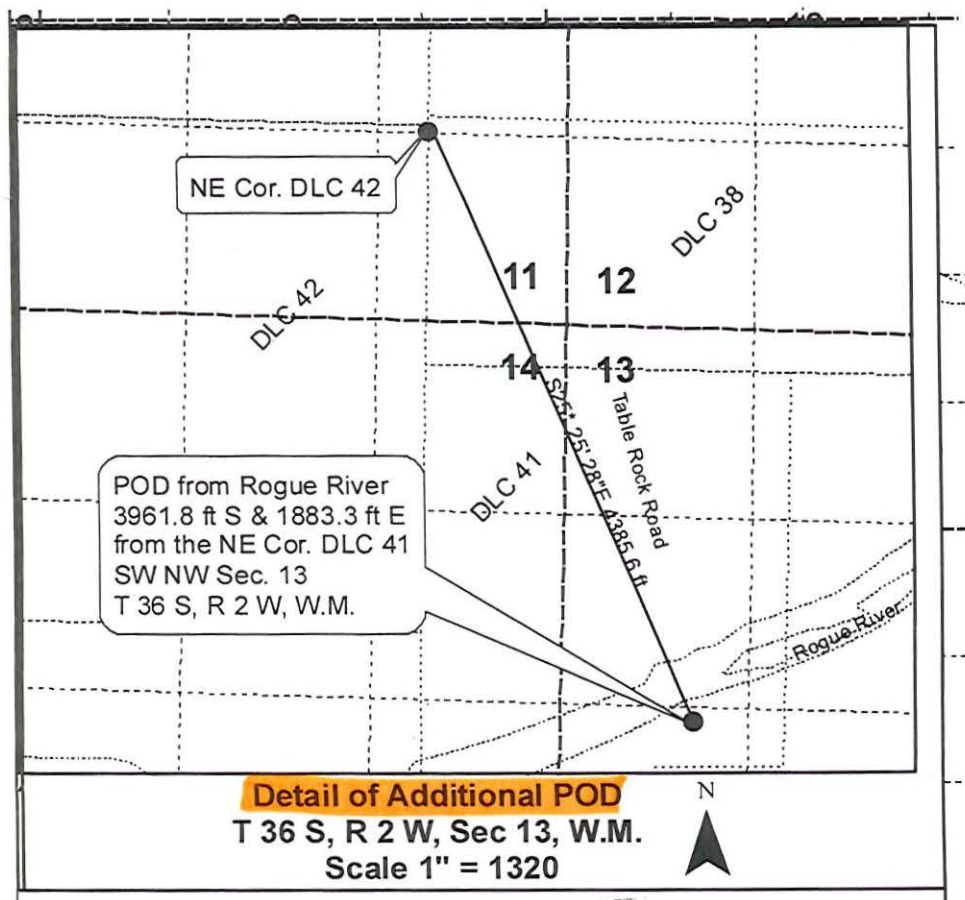
0603

# Map of Claim of Beneficial Use

T - 10465

Place of use

T 36 & 37 S, R 2 W, W.M.

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**T 36 S, R 2 W, Sec 13, W.M.**
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**Farber Surveying**

PO Box 5286
Central Point, OR 97502
541-664-5599


RENEWAL DATE 12-31-11

**Legend**

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**Note: This map to be used for water right purposes only.**

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42"

30"

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T 36 S

T 37 S

Rear Creek

NWNW

1 Mil. Gal. storage reservoir & 2 service pumps

Meter from MWC to City of Central Point Hopkins Rd. 10" meter

**2 Mil Gal. storage reservoir (gravity)**

16"

36"

Meter from MWC to City of Central Point Beall Lane 10" meter

COPY

COBW MAP II 0603 folder U