



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](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml).

## 1. TYPE OF TRANSFER APPLICATION

Please check one	
<input checked="" type="checkbox"/> Permanent Transfer <input type="checkbox"/> Temporary Transfer (1 to 5 yrs.) • total number of years: _____ (begin year: _____) (end year: _____)	<input type="checkbox"/> Instream Transfer <input type="checkbox"/> Permanent <input type="checkbox"/> Time-Limited <input type="checkbox"/> Drought Transfer <input type="checkbox"/> Other

## 2. APPLICANT INFORMATION

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Name: Jackson County Roads and Parks by Danny Jordan  
First Last

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Address: 200 Antelope Road  
White City OR 97503  
City State Zip

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Phone: \_\_\_\_\_ 541-774-6003 \_\_\_\_\_  
Home 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: \_\_\_\_\_ Herb Farber \_\_\_\_\_  
First Last

Address: \_\_\_\_\_ PO Box 5286 \_\_\_\_\_ OR 97502 \_\_\_\_\_  
City State Zip

Phone: \_\_\_\_\_ 541-664-5599 \_\_\_\_\_  
Home Work Other

Fax: \_\_\_\_\_ 541-664-5603 \_\_\_\_\_ E-Mail address: hafarber@charter.net

- 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**
  - Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

**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.		Permit 407	81635
2.			
3.			
4.			
5.			
6.			

- 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:
  - Place of Use       Point of Diversion (POD)       Additional Point of Diversion
  - Character of Use       Point of Appropriation (POA, or well)       Additional POA
  - Instream Transfer       Surface Water POD to Ground Water POA
  - Substitution of Supplemental Groundwater right for Primary Surface water right
  - Historic POD change       Other
- Reason(s) for change(s): Jackson County is not doing major road construction and does not need this volume of water for dust control on existing roads. The City of Eagle Point has been required by Medford Water Commission to secure it own water supply.

**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.*

Original certificate was issued on January 28, 2004.

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- System capacity: \_\_\_\_\_ cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

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**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**

- Are any of the water rights proposed for transfer located within or served by an irrigation or other water district?     Yes     No
- Will any of the water rights be located within or served by an irrigation or other water district after the proposed transfer?     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     No

*If "Yes", for any of the above, list the name and mailing address of the district, agency and/or entity:*

Medford Irrigation District, 1340 Meyers Lane, Medford, OR 97501

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**8. LOCAL GOVERNMENTS**

- List the name and mailing address of all local governments (i.e., each county, city, municipal corporation, or tribal government within whose jurisdiction water will be diverted, conveyed or used).

Jackson County, 10 Oakdale, Medford, OR 97501

Medford Irrigation District, 1340 Meyers Lane, Medford, OR 97501

City of Medford, 411 West 8<sup>th</sup>, Medford, OR 97501

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City of Eagle Point, PO Box 779, Eagle Point, OR 97524

Rogue River Valley Irrigation District, 3139 Merriman Road, Medford, OR 97505

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9. LAND OWNERSHIP

- Does the applicant own the lands FROM which the right is being transferred? x Yes  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 (for Permanent Transfers see Section 12(c)):

Names of Current Landowner(s): \_\_\_\_\_
First Last

Address: \_\_\_\_\_
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): Water use is municipal for the use in the city limits of the City of Eagle Point

First Last

Address: PO Box 779
Eagle Point OR 97524
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.)

10. Other Remarks (optional)

The water right held by Jackson County Roads and Parks is for road construction and maintenance use on road built and maintained by Jackson County within the boundaries of Medford Irrigation District. The water right subject to this transfer is listed on Certificate 81635 as the right under the "name of User" of Jackson County Roads and Parks with a "Quantity" of 1.25 CFS. Jackson County has determined that it's needs 0.1 CFS for the future plans of Jackson County. The remaining 1.15 CFS is proposed to be transferred to the City of Eagle Point for Municipal use by the City.

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**11. ATTACHMENTS**

Check each of the following attachments included with this application.  
The application will be returned if all required attachments are not included.

**Supplemental Form A –  
Description of Proposed Change(s) to a  
Water Right**

X A separate Supplemental Form A is enclosed for each 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), and

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 not 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 not involve a change in point of appropriation or a change from surface water to ground water, so water well reports are not required.)

**Land Use Information For Proposed Changes:**

*For Instream Transfers:*

Notice of the intent to file an instream transfer application has been provided to each affected local government along the proposed reach, and copies of the notices are enclosed. (*For instream transfers a Land Use Information Form is not required.*)

*For All Other Transfers:*

X Land Use Information Form is enclosed; *or*

All of the following criteria are met, therefore a Land Use Information Form is not required:

- ① In EFU zone or irrigation district,
- ② Change in place of use only,
- ③ No structural changes needed, including diversion works, delivery facilities, other structures, *and*
- ④ Irrigation only.

**Fees:**

Amount enclosed: \$ 1200.00  
See the Department's Fee Schedule at [www.wrd.state.or.us](http://www.wrd.state.or.us) or call (503) 986-0900.

**Instream Water Right Transfers, also include:**

**Supplemental Form C –  
Instream Water Right Transfer**

Complete this form to describe the desired nature and attributes for the proposed instream water right.

**Temporary Transfers, also include:**

**Recorded Deed:**

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:**

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.

**12. SIGNATURES**

▪ Check **one** of the following, as appropriate, and sign the application in the signature box below:

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.

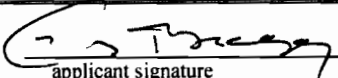

I (we) affirm that interest in the water right has been conveyed to someone other than the landowner, and documents, including a water right conveyance agreement, report of ownership and lien information, and any required lienholder notification are enclosed, demonstrating that I am (we are) authorized to pursue the transfer. I (we) understand that we may be required to provide additional information upon receipt of the draft Preliminary Determination.

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 this is a temporary transfer and a copy of the deed for the "from" land (and affidavits of consent from any other landowners, if applicable) is enclosed.

▪ I (we) affirm that the information contained in this application is true and accurate.

 applicant signature	 DANNY JORDAN County Administrator name and title if applicable (print)	4/3/08 date
_____ applicant signature	_____ name and title if applicable (print)	<b>RECEIVED</b> date

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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: 81635

**1. TYPE OF CHANGE(S) PROPOSED**

(Check **all** that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
<p><input type="checkbox"/> <b>Change</b> (The old point of diversion or appropriation will <b>not</b> be used for the portion of the water right affected by the transfer.)</p> <p><input checked="" type="checkbox"/> <b>Additional</b> (Both the old <b>and</b> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.)</p> <p><input type="checkbox"/> <b>Historic Point of Diversion or Appropriation Change</b> (Unauthorized point of diversion or appropriation used for more than 10 years.)</p> <p><input type="checkbox"/> <b>Surface Water to Ground Water</b> (A new point of appropriation will be used <b>instead of</b> the old point of diversion. The old point of diversion will <b>not</b> be used.)</p> <p><input type="checkbox"/> <b>Point of Diversion Change due to Government Action</b> (The old point of diversion or appropriation can no longer be used due to government action.)</p> <p><input type="checkbox"/> <b>Exchange</b> (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)</p>	<p><input type="checkbox"/> <b>All of the right will be exercised at a different location than currently authorized</b> (Use of water at the current location will be discontinued.)</p> <p><input checked="" type="checkbox"/> <b>Only a portion of the right will be exercised at a different location than currently authorized</b> (Use of water at the current location will be discontinued.)</p> <p align="center">T 10614</p>	<p>Proposed new use:</p> <p><input type="checkbox"/> Irrigation</p> <p><input checked="" type="checkbox"/> <b>Municipal</b></p> <p><input type="checkbox"/> Quasi-municipal</p> <p><input type="checkbox"/> Commercial</p> <p><input type="checkbox"/> Industrial</p> <p><input type="checkbox"/> <b>Instream</b> (complete and attach <b>Supplemental Form C</b>)</p> <p><input type="checkbox"/> <b>Domestic</b> (indicate number of households) _____</p> <p><input type="checkbox"/> <b>Other</b> _____</p> <p><input type="checkbox"/> <b>Substitution</b> (A supplemental ground water right will be substituted for a primary surface water right.)</p> <p><input type="checkbox"/> <b>Supplemental Use to Primary Use</b> (Primary water right shall be cancelled and the supplemental water right will change to primary use.)</p> <p align="center"><b>RECEIVED</b></p> <p align="center">APR 28 2008</p> <p align="center">WATER RESOURCES DEPT SALEM OREGON</p>



**2. CURRENT WATER RIGHT INFORMATION**

Water Right Subject to Transfer (*check and complete **one** of the following*):

<input checked="" type="checkbox"/> Certified Right	<u>81635</u>	<u>Permit S-407</u>
	Certificate Number	Permit Number or Decree Name
<input type="checkbox"/> Adjudicated, Non-certificated Right	<u></u>	<u></u>
	Name of Decree	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	<u></u>	<u></u>
	Permit Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	<u></u>	<u></u>
	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: Rogue River Valley Irrigation District, Medford Irrigation District
- County: Jackson
- Authorized Use(s) to be Affected by Transfer: Manufacturing
- 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 and Fish Lake Reservoir

Tributary to: Four Mile Lake Reservoir and Cascade Canal are tributary to Klamath Basin. Fish Lake Reservoir is tributary to the 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?

Yes     No     N/A – No Change in Place of Use or Character of Use

If "Yes", what are the Permit, Registration or Certificate Numbers? \_\_\_\_\_

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplementary 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).*

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▪ Certificate Number or other identifying number: 81635

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)

- Does the water right being transferred involve a ground water source(s)?  
 Yes       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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▪ Certificate Number or other identifying number: 81635

**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 Mile Lake Reservoir	36 S	2 W	W M	13	SW NW	DLC 41	S 25* 25' 28" E, 4385.6 ft from the NE Cor DLC 42
Cascade Canal	36 S	2 W	W M	13	SW NW	DLC 41	S 25* 25' 28" E, 4385.6 ft from the NE Cor DLC 42
Fish Lake Reservoir	36 S	2 W	W M	13	SW NW	DLC 41	S 25* 25' 28" E, 4385.6 ft from the NE Cor DLC 42

- 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
	NA									

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**Table 1**

35 S	SE NE SW NE SE NW NE SW SE SW NE SE NW SE SW SE SE SE 1 W	S 34	36 S	SE NE NE SE SESE 1 W	S 4
35 S	SW NW NW SW SW SW 1 W	S 35	36 S	NE NE SE NE 1 W	S 9
36 S	NW NW SW NW SE NW NE SW NW SW SW SW SE SW 1 W	S 2	36 S	NE NE NW NE SW NE SE NE NE NW NW NW SW NW SE NW NE SW NW SW 1 W	S 10
36 S	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 1 W	S 3	36 S	NW NE SW NE NE NW NW NW SW NW SE NW NE SW NW SW NW SE 1 W	S 11

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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

MEDFORD IRRIGATION DISTRICT  
1340 MEYERS LANE  
MEDFORD, OR 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 MANUFACTURING AND DOMESTIC USES.

This right was perfected under Permit 407. The date of priority is MARCH 31, 1910. This right is limited to 9.1 CUBIC FEET PER SECOND for manufacturing uses and, 0.415 CFS FOR DOMESTIC USES AT FISH LAKE CABINS AND RESORT; 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 certificates numbered 80571 and 80572 for irrigation within the Medford and Rogue River Valley Irrigation Districts, 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 as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
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 & 620 feet West from E1/4 corner, Section 20
36 S	5 E	WM	9	SW NW	FOUR MILE LAKE DAM: 3600 feet North & 4200 feet East from SW corner, Section 9
37 S	4 E	WM	4	SE SE	FISH LAKE DAM: 4000 feet South & 600 feet East from NE corner, Section 4

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

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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 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 either 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:

Twp.	Rng.	Mer.	Sec.	Q-Q	Tax Lot	Quantity	Type of Use	Name of User
36S	1E	W.M.	9	NW ¼	2800, 2900	0.5 cfs	Manufacturing	Panther Crushing
36S	1W	W.M.	26	--		0.25 cfs	Manufacturing	Rogue Aggregates
<del>36S 2W W.M. 22 -- -- 0.5 cfs Manufacturing [Redacted]</del>								
37S	1W	W.M.	1	--		1.0 cfs	Manufacturing	Dry Creek Landfill
37S	1W	W.M.	31	NE ¼		0.5 cfs	Manufacturing	KOGAP
37S	1W	W.M.	31	SE ¼			Manufacturing	
37S	1W	W.M.	32	SW ¼			Manufacturing	
36S	1W	W.M.	27	E ½		0.1 cfs	Manufacturing	Jackson County Roads and Parks
36S	1W	W.M.	30	--		0.75 cfs	Manufacturing	P & M Cedar
36S	2W	W.M.	22	--		0.5 cfs	Manufacturing	Self Trucking, Inc.
36S	2W	W.M.	22	--		0.5 cfs	Manufacturing	Plumley Trucking, Inc.
36S	2W	W.M.	28	--		0.5 cfs	Manufacturing	Rock & Ready Mix
37S	1W	W.M.	5	--		0.5 cfs	Manufacturing	Medford Ready Mix, Inc.
37S	1W	W.M.	5	NW NW	301	0.25 cfs	Manufacturing	Hawkins Gunite
37S	1W	W.M.	7	--		0.5 cfs	Manufacturing	U.S. Forest Service
37S	2W	W.M.	1	--		1.0 cfs	Manufacturing	I.T.M., Inc.
37S	2W	W.M.	11	--		0.25 cfs	Manufacturing	Central Point Lumber
36S	1W	W.M.	22	NW NE; NE NW	201, 202, 203	0.5 cfs	Manufacturing	Southern Oregon Underground
37S	2W	W.M.	14	SW NE NE SE	100	0.25 cfs	Manufacturing	Boise Cascade Corp.
36S	4E	W.M.	34, 35	--		0.415 cfs	Domestic	Fish Lake Cabins, Resort, and Campgrounds
37S	4E	W.M.	2, 3	--			Domestic	

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 describes that portion of the water right confirmed by Certificate 80573, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered May 25, 2006, approving Transfer Application 9973, and also corrects the place of use description for Boise Cascade and Hawkins Gunite.

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 May 25, 2006.

Phillip C. Ward  
Phillip C. Ward, Director

**RECEIVED**

APR 28 2008

WATER RESOURCES DEPT  
SALEM OREGON

Recorded in State Record of Water Right Certificates numbered 81635