

Part cancelled by or V 42 P 347

STATE OF OREGON

Superseded by
Cert. No. _____

COUNTY OF

DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

R.H. FRANKS

of 300 West Cass, Roseburg, State of Oregon 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 56.9 acres

under Permit No. 14491 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from July 16, 1940 that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.712 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 SW 1/4, as projected within Wm. Trask DLC 40, Section 14, T26S, R4W, WM, 550 feet South and 1125 feet East from the W 1/4 Corner of Section 14.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre-feet per acre for each acre irrigated during the irrigation season of each year

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

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

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8.3 acres NE 1/4 SW 1/4 as projected within Wm. Trask DLC 40
14.2 acres NW 1/4 SW 1/4 as projected within Wm. Trask DLC 40
19.8 acres SW 1/4 SW 1/4 as projected within Wm. Trask DLC 40
7.8 acres SE 1/4 SW 1/4 as projected within Wm. Trask DLC 40
Section 14

6.8 acres SE 1/4 SE 1/4 as projected within Wm. Trask DLC 40
Section 15
Township 26 South, Range 4 West, WM

Land on which water is to be used is a part of that described as follows:

Those parts of the E 1/2 SE 1/4 SE 1/4, Section 15, SW 1/4 SW 1/4 and W 1/2 SE 1/4 SW 1/4, Section 14 lying North of the State Highway. Those parts of the NW 1/4 SW 1/4 and W 1/2 NE 1/4 SW 1/4, Section 14 lying South of the North Umpqua River in T26S, R4W, WM.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 20890, Volume 15, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on November 1, 1983, approving Transfer Application 5334.

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 the water for the purposes aforesaid is restricted to the lands or place of use herein described. and is subject to minimum flows established by the Water Policy Review Board with an effective date prior to this right

WITNESS the signature of the Water Resources Director, affixed

this date. February 10, 1984

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 46 , page 51844