

STATE OF OREGON

COUNTY OF

DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That A. J. BLACK

of 1761 Willis Creek Road, Winston , State of Oregon 97496 , has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of South Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 2.5 acres

under Permit No. 29393 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 February 5, 1964

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 0.032 cubic foot per second, being 0.018 cfs at original point of diversion and 0.014 cfs at new diversion, if available at the original point of diversion, NE 1/4 NE 1/4, as projected within Phipps DLC 37, Section 4, T29S, R6W, WM;*

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 1 (NW 1/4 NE 1/4), NE 1/4 NE 1/4 as projected within Phipps DLC 37, Section 4, T29S, R6W, WM; new diversion - 330 feet South and 950 feet East, original diversion - 410 feet South and 1325 feet East, both from N 1/4 Corner, Section 4.

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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right to the use of water is limited to the period when the flow of the South Umpqua River is more than 60 cfs at its mouth;

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:

* 410 feet South and 1325 feet East from the N 1/4 Corner, Section 4

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NEW DIVERSION

1.1 acres Lot 1 (NW 1/4 NE 1/4)

ORIGINAL DIVERSION

1.4 acres NW 1/4 NE 1/4 as projected within Phipps DLC 37
Section 4
Township 29 South, Range 6 West, WM

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered January 14, 1976 and describes those lands where the proposed change was not made and together with Certificates of Water Right recorded at page 43748, Volume 35, and at pages 52978, and 52981, Volume 48, State Record of Water Right Certificates supersedes Certificate 34870.

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. April 25, 1985

*...../s/.....William H. Young.....
Water Resources Director*

Recorded in State Record of Water Right Certificates, Volume 48 , page 52979