

STATE OF OREGON

COUNTY OF

DOUGLAS

CERTIFICATE OF WATER RIGHT

This is to certify, That SAND CREEK ESTATES

c/o David Hemenway
of 78314 Pacific Highway S., Cottage Grove, State of Oregon 97424, has made
proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of
Sand Creek and Ellensburg Creek

a tributary of Pass Creek for the purpose of
irrigation of 37.9 acres

under Permit No. 37272 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 22, 1973

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
0.39 cubic foot per second, being 0.26 cfs from Sand Creek and 0.13 cfs from
Ellensburg Creek

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of
diversion is located in the NE 1/4 NW 1/4, Section 28, T21S, R5W, WM;
560 feet South and 600 feet West from the N 1/4 Corner, Section 28.

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:

7.3 acres SE 1/4 SW 1/4
Section 21

1.8 acres NW 1/4 NE 1/4
3.6 acres SW 1/4 NE 1/4
17.2 acres NE 1/4 NW 1/4
8.0 acres NW 1/4 NW 1/4
Section 28
Township 21 South, Range 5 West, WM

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 Resources Commission with an
effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. December 12, 1985

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 48, page 53529

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