

STATE OF OREGON

COUNTY OF

DOUGLAS

CERTIFICATE OF WATER RIGHT

This is to certify, That EDWARD C. KERN

of 79 MacBain Avenue, Atherton, State of CA 94025, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Umpqua River

a tributary of Pacific Ocean for the purpose of irrigation of 3.8 acres

under Permit No. 25778 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 August 5, 1958

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

0.042 cubic foot per second, if available at the original point of diversion, Lot 1 (SE 1/4 SW 1/4), Section 2, T24S, R7W, WM; 40 feet North and 2250 feet East from SW corner Section 2.

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 (NE 1/4 NW 1/4), Section 11, T24S, R7W, WM; 720 feet South and 1320 feet East from NW corner, Lot 1 (NE 1/4 NW 1/4), Section 11.

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 water in the Umpqua River is 525 cfs or more at tidewater,

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:

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

0.5 acre Lot 1 (NW 1/4 NE 1/4)

Section 11

Township 24 South, Range 7 West, WM

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered September 25, 1981, and together with certificate of water right recorded at pages 50357 and 56465, Volumes 44 and 52, State Record of Water Right Certificates, supersedes certificate 46546.

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 Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. October 26, 1987

William H. Sperry
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 52, page 56464

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