

STATE OF OREGON

COUNTY OF LINCOLN

CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that PERRY N. AND RUTH M. DOWNING, of BURNT WOODS, OREGON 97343, has a right to the use of the waters of TUM TUM CREEK AND SPRINGS #1 AND #2, TRIBUTARY OF MARY'S RIVER, for the purpose of IRRIGATING 43.5 ACRES AND DOMESTIC USE FOR THREE FAMILIES.

The right has been perfected under Permit 24182. The date of priority is MAY 1, 1956. The right is limited to not more than 0.56 CUBIC FOOT PER SECOND; BEING 0.54 CFS FROM TUM TUM CREEK FOR IRRIGATION AND 0.01 CFS FROM SPRING #1 FOR DOMESTIC AND 0.01 CFS FROM SPRING #2 FOR DOMESTIC or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE1/4 SE1/4, SECTION 23, NE1/4 SW1/4, NW1/4 SW1/4,
SECTION 24, T 11 S, R 8 W, W.M.

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.

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

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

TWO HOUSE DOMESTIC FROM SPRING #1 SE1/4 NE1/4
SECTION 23

ONE HOUSE DOMESTIC FROM SPRING #2 SE1/4 NW1/4
12.0 ACRES SW1/4 NW1/4
30.0 ACRES SE1/4 NW1/4
1.5 ACRES NE1/4 SW1/4
SECTION 24

TOWNSHIP 11 SOUTH, RANGE 8 WEST, W.M.

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.

This certificate is issued so as to correctly describe the total quantity of water appropriated and to correctly describe the points of diversions and supercedes certificate 56508, State Records of Water Right Certificates.

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 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 AUGUST 18, 1988.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 57546
30689