

STATE OF OREGON
COUNTY OF BENTON
CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that STEVEN AND LAVONDA LOWTHER, of 38943 LUCKIAMUTE ROAD, PHILOMATH, OREGON 97370, has a right to the use of the waters of JONES CREEK, TRIBUTARY OF LUCKIAMUTE RIVER, for the purpose of IRRIGATING 1.0 ACRE.

The right has been perfected under Permit 16114. The date of priority is AUGUST 20, 1944. The right is limited to not more than 0.01 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NW1/4 NE1/4, AS PROJECTED WITHIN WILLOUGHBY DLC 48, SECTION 19, TOWNSHIP 10 SOUTH, RANGE 6 WEST, WM; 930 FEET NORTH AND 1340 FEET WEST FROM SE CORNER, WILLOUGHBY DLC 48.

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.

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

1.0 ACRE NW1/4 NE1/4
AS PROJECTED WITHIN WILLOUGHBY DLC 48
SECTION 19
TOWNSHIP 10 SOUTH, RANGE 6 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 place of use and describes that portion of the water right confirmed by certificate 38299, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered June 30, 1987.

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 57554

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