

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that ERNEST A. AND LILLIE L. WAGNER, of 35 SYLVAN PLACE, SONORA, CALIFORNIA 95370, has a right to the use of the waters of PORTER CREEK, a tributary of DAYS CREEK, for the purpose of IRRIGATING 29.5 ACRES.

The right has been perfected under Permit 11465. The date of priority is OCTOBER 11, 1934. The right is limited to not more than 0.37 CUBIC FOOT PER SECOND, IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 SE 1/4, AS PROJECTED WITHIN DLC 49, SECTION 3, T 30 S, R 4 W, W.M.; 280 FEET NORTH & 190 FEET WEST FROM SE CORNER SECTION 3.

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 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:

LOT 12 (NW 1/4 SW 1/4) 2.2 ACRES
SW 1/4 SW 1/4 5.3 ACRES
AS PROJECTED WITHIN DLC 49
SECTION 2

SE 1/4 SE 1/4 2.6 ACRES
AS PROJECTED WITHIN DLC 49
SECTION 3

NE 1/4 NE 1/4 4.9 ACRES
AS PROJECTED WITHIN DLC 49
SECTION 10

NW 1/4 NW 1/4 14.5 ACRES
AS PROJECTED WITHIN DLC 49
SECTION 11

TOWNSHIP 30 SOUTH, RANGE 4 WEST, W.M.

This certificate is issued to confirm a change in POINT OF DIVERSION AND PLACE OF USE approved by orders of the Water Resources Director entered JANUARY 18, 1977, AND AUGUST 14, 1978, and supersedes certificate 13455, State Record 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 to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. 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 29, 1988.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 57586