

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HERSCHEL PHILLIPS
P. O. BOX 714
YONCALLA, OREGON 97499

confirms the right to use the waters of 2 SPRINGS AND SOUTH FORK BILLY CREEK, a tributary of ELK CREEK, for the purpose of DOMESTIC USE FOR TWO FAMILIES INCLUDING THE IRRIGATION OF NOT TO EXCEED ONE-HALF ACRE LAWN AND NONCOMMERCIAL GARDEN.

The right has been perfected under Permit 49618. The date of priority is OCTOBER 23, 1985. The right is limited to not more than 0.015 CUBIC FOOT PER SECOND; BEING 0.005 CFS FROM SPRING 2 FOR DOMESTIC USE FOR ONE FAMILY, 0.01 CFS FROM SPRING 1 FOR DOMESTIC USE FOR ONE FAMILY INCLUDING THE IRRIGATION OF NOT TO EXCEED ONE-HALF ACRE LAWN AND NONCOMMERCIAL GARDEN, A DEFICIENCY OF NOT MORE THAN 0.006 CFS FROM SPRING ONE FOR IRRIGATION MAY BE MADE UP BY A DIVERSION OF WATER FROM SOUTH FORK BILLY CREEK, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

NE 1/4 SW 1/4, NW 1/4 SW 1/4, SECTION 12, T 23 S, R 6 W, W.M.; SPRING 1 - 2350 FEET SOUTH AND 2240 FEET EAST, SPRING 2 - 3340 FEET SOUTH AND 500 FEET EAST, BILLY CREEK - 3300 FEET SOUTH AND 1700 FEET EAST, ALL FROM THE NORTHWEST CORNER OF SECTION 12.

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:

NE 1/4 SW 1/4 DOMESTIC
NW 1/4 SW 1/4 DOMESTIC
SECTION 12
TOWNSHIP 23 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. 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 MAY 11, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 61047
68597.VG