

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MAXINE F. SMITH
BOX 253, NORTH MYRTLE ROUTE
MYRTLE CREEK, OREGON 97457

confirms the right to use the waters of FROZEN CREEK, a tributary of MYRTLE CREEK, for the purpose of IRRIGATING 5.0 ACRES.

The right has been perfected under Permit 998. The date of priority is DECEMBER 8, 1911. The right is limited to not more than 0.06 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:

SW 1/4 NE 1/4, SECTION 5, T 29 S, R 4 W, W.M.; 1720 FEET SOUTH AND 750 FEET EAST FROM THE NORTH 1/4 CORNER OF SECTION 5.

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.

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:

NW 1/4 NE 1/4 2.5 ACRES
SW 1/4 NE 1/4 2.5 ACRES
SECTION 5
TOWNSHIP 29 SOUTH, RANGE 4 WEST, W.M.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered FEBRUARY 9, 1981, and together with certificates 50479 and 63815, supersedes certificate 873, 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.

WITNESS the signature of the Water Resources Director, affixed this date DECEMBER 29, 1989.

/s/ WILLIAM H. ENYON
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 63816

T-4648.JW