

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MORGAN AND ENGLE, INC.
BOX 3299, DOERNER ROAD
ROSEBURG, OREGON 97470

confirms the right to use the waters of SOUTH UMPQUA RIVER, a tributary of UMPQUA RIVER, for IRRIGATION OF 14.7 ACRES.

This right was perfected under Permit 27985. The date of priority is APRIL 18, 1962. This right is limited to 0.15 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source, WHEN AVAILABLE AT ORIGINAL POINT OF DIVERSION: SW 1/4 NE 1/4, AS PROJECTED WITHIN DLC 51, SECTION 4, T 27 S, R 6 W, W.M.; 1340 FEET NORTH AND 680 FEET WEST FROM SW CORNER DLC 51.

The point of diversion is located as follows:

SW 1/4 SE 1/4, AS PROJECTED WITHIN DLC 43, SECTION 4, T 27 S, R 6 W, W.M.; 1400 FEET SOUTH AND 360 FEET EAST FROM THE NW CORNER OF DLC 43.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2 1/2 acre-feet for each acre irrigated during the irrigation season of each year. THE RIGHT TO THE USE OF WATER IS LIMITED TO THE PERIOD WHEN THE FLOW OF THE SOUTH UMPQUA RIVER IS 60 CUBIC FEET PER SECOND OR MORE AT ITS MOUTH.

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

A description of the place of use to which this right is appurtenant is as follows:

SEE NEXT PAGE

NW 1/4 SW 1/4 2.4 ACRES
SW 1/4 SW 1/4 4.3 ACRES
BOTH AS PROJECTED WITHIN DLC 43
SECTION 3

NE 1/4 SE 1/4 2.8 ACRES
AS PROJECTED WITHIN DLC 43
SECTION 4

NE 1/4 NE 1/4 0.7 ACRE
AS PROJECTED WITHIN DLC 43
SECTION 9

NW 1/4 NW 1/4 4.5 ACRES
AS PROJECTED WITHIN DLC 43
SECTION 10
TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.

When in the judgement of the Watermaster it becomes necessary to install headgates and measuring devices:

the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the water user is entitled;

the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

This certificate is issued to confirm a change in PLACE OF USE & POINT OF DIVERSION approved by an order of the Water Resources Director entered APRIL 29, 1980, together with Certificate 49239, supersedes Certificate 43553, 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 use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed JUNE 26, 1992.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67546.

T-4346.DSM