

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RUBY McDUFFY COOK
5575 ELKHEAD ROAD
YONCALLA, OREGON 97499

confirms the right to use the waters of ELK CREEK WITH ANY DEFICIENCY IN THE AVAILABLE SUPPLY FROM ELK CREEK TO BE MADE UP BY APPROPRIATION FROM McDUFFY CREEK, tributaries of UMPQUA RIVER, for IRRIGATION OF 8.9 ACRES.

This right was perfected under Permit 50116. The date of priority is JULY 23, 1987. This right is limited to 0.11 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

McDUFFY CREEK: SW 1/4 SE 1/4, SECTION 5, T 23 S, R 4 W; 900 FEET NORTH AND 1380 FEET WEST; ELK CREEK: NW 1/4 SE 1/4, SECTION 5, T 23 S, R 4 W, W.M.; 1650 FEET NORTH AND 1770 FEET WEST, BOTH FROM THE SE 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, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

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:

NW 1/4 SE 1/4 3.0 ACRES
SW 1/4 SE 1/4 5.9 ACRES
SECTION 5
TOWNSHIP 23 SOUTH, RANGE 4 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 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
SEPTEMBER 8, 1992.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67773.
69203.DSM