

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DOUGLAS COUNTY WATER RESOURCES SURVEY
ROOM J - 103 JUSTICE BUILDING
ROSEBURG, OREGON 97470

confirms the right to use the waters of COW CREEK, a tributary of SOUTH UMPQUA RIVER, for ROAD CONSTRUCTION, ROCK CRUSHING AND CONCRETE MAKING.

This right was perfected under Permit 8227. The date of priority is NOVEMBER 2, 1927. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.49 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source. The use of water is limited to the irrigation season of each year.

The points of diversions are located as follows:

NW 1/4 SW 1/4, SECTION 27, TOWNSHIP 31 SOUTH, RANGE 4 WEST, W.M.; 1950 FEET NORTH AND 1040 FEET EAST FROM THE SW CORNER OF SECTION 27;

SE 1/4 NE 1/4, SECTION 28, TOWNSHIP 31 SOUTH, RANGE 4 WEST, W.M.; 3060 FEET NORTH AND 460 FEET WEST, W.M.; AND

SW 1/4 NW 1/4, SECTION 35, TOWNSHIP 31 SOUTH, RANGE 4 WEST, W.M.; 1960 FEET SOUTH AND 720 FEET EAST FROM THE NW CORNER OF SECTION 35.

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:

ROAD CONSTRUCTION

S 1/2 NE 1/4
N 1/2 NW 1/4
SE 1/4 NW 1/4
N 1/2 SE 1/4
SE 1/4 SE 1/4
SECTION 27

NE 1/4 NE 1/4
S 1/2 NE 1/4
SE 1/4 NW 1/4
NE 1/4 SW 1/4
SECTION 28

E 1/2 NE 1/4
SE 1/4 SE 1/4
SECTION 34

S 1/2 NW 1/4
N 1/2 SW 1/4
SW 1/4 SW 1/4
SECTION 35

ROCK CRUSHING AND
CONCRETE MAKING

S 1/2 NE 1/4
N 1/2 SE 1/4
SECTION 28

TOWNSHIP 31 SOUTH, RANGE 4 WEST, W.M.

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When in the judgment of the Watermaster it becomes necessary to install head gates 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; and

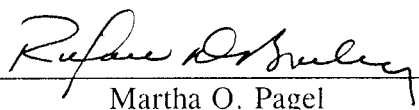
The type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

This certificate is issued to confirm a change in point of diversion, use and place of use approved by an order of the Water Resources Director entered August 13, 1984, and supersedes Certificate 48129, 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 JANUARY 22, 1999.


Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 75972.