

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GEORGE W. NEUNER  
PO BOX 1205  
ROSEBURG, OR 97470

confirms the right to waters of COW CREEK, a tributary of SOUTH UMPQUA RIVER, for IRRIGATION OF 5.79 ACRES.

This right was perfected under Permit 27443. The date of priority is JUNE 14, 1961. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.07 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversions are located as follows:

SE 1/4 NE 1/4, SECTION 33, AS PROJECTED WITH J. CATCHING DLC 40, TOWNSHIP 30 SOUTH, RANGE 6 WEST, W.M.; 369 FEET SOUTH AND 1269 FEET EAST FROM THE NW CORNER OF DLC 40;

SW 1/4 NW 1/4, SECTION 34, AS PROJECTED WITH J. CATCHING DLC 40, TOWNSHIP 30 SOUTH, RANGE 6 WEST, W.M.; 1750 FEET SOUTH AND 220 FEET EAST FROM THE NW CORNER OF SECTION 34.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-SEVENTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 1/2 acre-feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right to use of water is limited to the period when the flow of Cow Creek is more than 11.0 cubic feet per second 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:

Lot 4 (NW 1/4 NE 1/4) 5.38 ACRES  
NW 1/4 SE 1/4 0.41 ACRE  
AS PROJECTED WITH J. CATCHING CLC 40  
SECTION 33  
TOWNSHIP 30 SOUTH, RANGE 6 WEST, W.M.

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

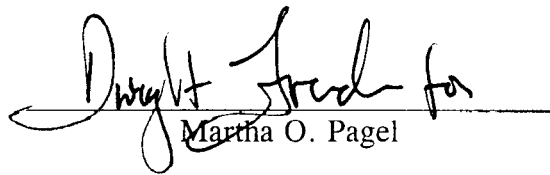
The type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered SEPTEMBER 8, 1981, and supersedes Certificate 30364, 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 APRIL 26, 2000.

  
Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 76515.