

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GARY BUCK
412 AIRPORT DRIVE
CAVE JUNCTION, OR 97523

WESLEY BROWN
418 AIRPORT DRIVE
CAVE JUNCTION, OR 97523

THOMAS EMONDS
8455 TREASURE ROCK RD
NEHALEM, OR 97131

confirms the right to use the waters of ROUGH AND READY CREEK AND PARKER CREEK TRIBUTARY OF ROUGH AND READY CREEK, tributaries of ILLINOIS RIVER, for IRRIGATION OF 13.4 ACRES.

This right was perfected under Permit 13080. The date of priority is JUNE 21, 1938. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.268 CUBIC FOOT PER SECOND (CFS); BEING 0.238 CFS FROM ROUGH AND READY CREEK AND 0.03 CFS FROM PARKER CREEK, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

ROUGH AND READY CREEK - NE 1/4 SW 1/4 SECTION 14, TOWNSHIP 40 SOUTH, RANGE 9 WEST, W.M.; AND

PARKER CREEK - SE 1/4 SW 1/4, SECTION 12, TOWNSHIP 40 SOUTH, RANGE 9 WEST, W.M.

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-FIFTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated throughout the irrigation season from April 1st to November 1st of each year, and shall be further limited to a diversion of not to exceed 4 1/2 acre-feet per acre 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:

	<u>ROUGH AND</u>	<u>PARKER</u>	
	<u>READY CREEK</u>	<u>CREEK</u>	
NE 1/4 SE 1/4	3.3 ACRES	0.5 ACRE	(BROWN - TAX LOT 1002)
NE 1/4 SE 1/4	3.9 ACRES	0.5 ACRE	(BUCK - TAX LOT 1000)
SE 1/4 SE 1/4	4.1 ACRE	0.5 ACRE	(EMONDS - TAX LOT 1001)
SE 1/4 SE 1/4	0.3 ACRES	.	(BROWN - TAX LOT 1002)
SECTION 12			
TOWNSHIP 40 SOUTH, RANGE 9 WEST, W.M.			
NW 1/4 SW 1/4	0.3 ACRE		(BUCK - TAX LOT 1000)
SECTION 7			
TOWNSHIP 40 SOUTH, RANGE 8 WEST, W.M.			

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 the weir or measuring device be installed under the general supervision of the Watermaster.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered FEBRUARY 17, 1987, and supersedes Certificate 40972, 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, 2001.



For Paul R. Cleary

Recorded in State Record of Water Right Certificates numbered 76872.