

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WINTER CREEK HOMEOWNERS ASSOCIATION
P.O. BOX 1521
ROSEBURG, OREGON 97470

confirms the right to use the waters of NORTH UMPQUA RIVER, a tributary of UMPQUA RIVER, for IRRIGATION OF 60.3 ACRES.

This right was perfected under Permit 50794. The date of priority is JUNE 6, 1989. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.5 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 NE 1/4, AS PROJECTED WITHIN J. MCKINNEY DLC 47, SECTION 27, TOWNSHIP 26 SOUTH, RANGE 6 WEST, W.M.; 1570 FEET SOUTH AND 1200 FEET WEST FROM THE NE CORNER OF SECTION 27.

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-EIGHTIETH 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 2.5 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:

SW 1/4 NW 1/4	28.8 ACRES
SE 1/4 NW 1/4	5.8 ACRES
NE 1/4 SW 1/4	9.5 ACRES
NW 1/4 SW 1/4	8.8 ACRES

ALL AS PROJECTED WITHIN J. MCKINNEY DLC 47
SECTION 26

SE 1/4 NE 1/4 7.4 ACRES
AS PROJECTED WITHIN J. MCKINNEY DLC 47
SECTION 27
TOWNSHIP 26 SOUTH, RANGE 6 WEST, W.M.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

Diversion screening or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish and Wildlife specifications.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

The right to the use of the water for the above purpose is restricted to beneficial use without waste on the lands or place of use described. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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.

Issued August 27, 2003.



Paul R. Cleary, Director
Water Resources Department



Recorded in State Record of Water Right Certificates Number 80152.

69938.SB