

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

STATE OF OREGON

COUNTY OF LINCOLN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CHRISTOPHER AND CYNTHIA URBACH
3051 YASEK LOOP
TOLEDO, OREGON 97371

confirms the right to use the waters of DEPOT CREEK, a tributary of the YAQUINA RIVER, for IRRIGATION OF 0.7 ACRE.

This right was perfected under Permit 36999. The date of priority is JUNE 15, 1972. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.01 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:

NE 1/4, SW 1/4, SECTION 6, T 11 S, R 10 W, W.M.; 170 FEET SOUTH AND 210 FEET WEST FROM THE CENTER 1/4 CORNER, SECTION 6.

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 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.

S-49355.LHN

CERTIFICATE NUMBER 81438

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:

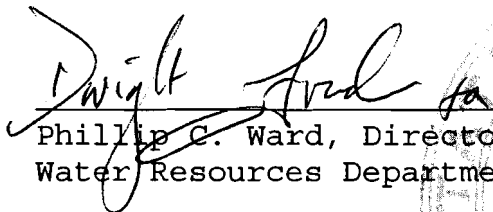
SE 1/4 NW 1/4 0.7 ACRE
SECTION 6
TOWNSHIP 11 SOUTH, RANGE 10 WEST, W.M.

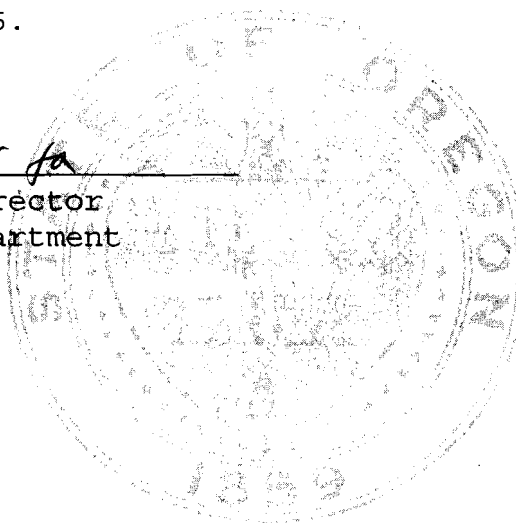
THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE SOURCE OF WATER AND SUPERSEDES CERTIFICATE 52379.

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.

Issued JUNE 30, 2005.


Phillip C. Ward, Director
Water Resources Department



Recorded in State Record of Water Right Certificates Number 81438.

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