

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 DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DOUGLAS COUNTY WATER RESOURCES SURVEY
c/o PUBLIC WORKS DEPARTMENT
NATURAL RESOURCES DIVISION
1036 SE DOUGLAS, ROOM 306
ROSEBURG, OR 97470

confirms the right to use the waters of RICE CREEK (BERRY CREEK), a tributary of OLALLA CREEK, for MAINTENANCE OF THE RECREATION POOL IN BEN IRVING RESERVOIR.

This right was perfected under Permit 22141. The date of priority is FEBRUARY 20, 1953. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.26 CUBIC FOOT PER SECOND [if available at the original point of diversion, NE 1/4 SW 1/4, SECTION 20, TOWNSHIP 29 SOUTH, RANGE 7 WEST, W.M.; 160 FEET SOUTH AND 2500 FEET EAST FROM THE WEST 1/4 CORNER, SECTION 20], and shall be further limited to a TOTAL APPROPRIATION OF 52.5 ACRE-FEET DURING THE IRRIGATION SEASON OF EACH YEAR, 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 NW 1/4, SECTION 20, TOWNSHIP 29 SOUTH, RANGE 7 WEST, W.M.; 944 FEET NORTH AND 266 FEET WEST FROM THE CENTER 1/4 CORNER OF SECTION 20.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

T-4661.SB

Certificate Number 81686

A description of the place of use to which this right is appurtenant is as follows:

SW 1/4
SECTION 17

S 1/2 SW 1/4
SE 1/4
SECTION 18

NW 1/4 NW 1/4
SECTION 19

N 1/2 NW 1/4
SE 1/4 NW 1/4
SECTION 20

TOWNSHIP 29 SOUTH, RANGE 7 WEST, W.M.

W 1/2 NE 1/4
LOT 4 (SE 1/4 NE 1/4)
LOT 3 (SW 1/4 NW 1/4)
SE 1/4 NW 1/4
LOT 5 (NE 1/4 SE 1/4)
SECTION 13

TOWNSHIP 29 SOUTH, RANGE 8 WEST, W.M.

This certificate is issued to confirm a change in USE approved by an order of the Water Resources Director entered MARCH 12, 1981, and supersedes Certificate 49172, State Record of Water Right Certificates.

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 October 20, 2005.



Phillip C. Ward, Director
Water Resources Department