

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JAMES W. AND JANE P. RATZLAFF  
 391 STILLWATER RD  
 ROSEBURG OR 97470

confirms the right to use the waters of the NORTH UMPQUA RIVER, a tributary to the UMPQUA RIVER for DOMESTIC, IRRIGATION OF 133.8 ACRES, AND LIVESTOCK.

This right was perfected under Permit S-51243. The date of priority is APRIL 17, 1990. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.753 CUBIC FOOT PER SECOND, being 0.738 cfs for irrigation or its equivalent in case of rotation, measured at the point of diversion, 0.005 cfs for livestock, and 0.01 cfs for domestic.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
26 S	5 W	WM	24	SW SE	4	POD 1: 1240 FEET NORTH AND 2020 FEET WEST FROM THE SE CORNER OF SECTION 24
26 S	5 W	WM	25	NE NW	3	POD 2: 100 FEET SOUTH AND 3130 FEET WEST FROM SE CORNER, SECTION 24
26 S	5 W	WM	25	NW NW	1	POD 3: 1040 FEET SOUTH AND 4580 FEET WEST FROM THE SE CORNER OF SECTION 24

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 diversion of ONE-EIGHTIETH of one cubic foot per second, 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:

DOMESTIC					
Twp	Rng	Mer	Sec	Q-Q	GLot
26 S	5 W	WM	25	NE NW	3
26 S	5 W	WM	25	SW NW	2

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 60 days of the date of service.

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
26 S	5 W	WM	24	SE SW		0.6
26 S	5 W	WM	24	NE SE	5	2.2
26 S	5 W	WM	24	NW SE	2	1.4
26 S	5 W	WM	24	SW SE	4	27.5
26 S	5 W	WM	24	SE SE		33.8
26 S	5 W	WM	25	NE NE		0.80
26 S	5 W	WM	25	NW NE		14.30
26 S	5 W	WM	25	SW NE		0.80
26 S	5 W	WM	25	NE NW	3	20.40
26 S	5 W	WM	25	NW NW		3.30
26 S	5 W	WM	25	SW NW	2	8.30
26 S	5 W	WM	25	SE NW		20.40

LIVESTOCK					
Twp	Rng	Mer	Sec	Q-Q	GLot
26 S	5 W	WM	24	SW SE	4
26 S	5 W	WM	24	SE SE	
26 S	5 W	WM	25	NW NE	
26 S	5 W	WM	25	SW NE	
26 S	5 W	WM	25	NE NW	3
26 S	5 W	WM	25	SE NW	

Diversion screening or fish passage facilities shall be maintained to Oregon Department of Fish & 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 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.

This certificate is issued to correct a scrivener's error in the rate described in Certificate 85694. This Certificate supersedes Certificate 85694, to describe that portion of the water right confirmed by Certificate 82929, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered September 23, 2009, and recorded in Special Order Volume 78, page 967, approving Transfer Application T-10772.

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.

WITNESS the signature of the Water Resources Director, affixed March 5, 2010.

  
 Phillip C. Ward, Director