

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DANA AND MARALEE WESTBROOK
149 ROLLING RIDGE RD
OAKLAND OR 97462-9746

confirms the right to use the waters of RESERVOIRS 2 AND 3, constructed under Permit R-11479, a tributaries to CALAPOOYA CREEK for DOMESTIC EXPANDED, LIVESTOCK WATERING, AND IRRIGATION OF 11.4 ACRES.

This right was perfected under Permit S-51512. The date of priority is SEPTEMBER 23, 1992. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.9 ACRE FEET (AF) STORED WATER ONLY FROM RESERVOIR 2, BEING 0.1 AF FOR DOMESTIC EXPANDED, 0.1 AF FOR LIVESTOCK WATERING, AND 0.7 AF FOR IRRIGATION, AND 0.5 AF STORED WATER ONLY FROM RESERVOIR 3 FOR IRRIGATION, or its equivalent in case of rotation, measured at the points of diversion.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
25 S	6 W	WM	11	SE NE	47	1440 FEET SOUTH AND 120 FEET WEST FROM NE CORNER, SECTION 11
25 S	6 W	WM	12	SW NW	47	2170 FEET SOUTH AND 30 FEET EAST FROM NE CORNER, SECTION 11

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 from stored water only. The irrigation season allowed herein shall be at any time water can be put to beneficial use by irrigation, either for immediate crop growth or for forecast requirements to raise the soil moisture to field capacity in the soil profile to be utilized by plant growth in the subsequent growing season.

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

DOMESTIC					
Twp	Rng	Mer	Sec	Q-Q	GLot
25 S	6 W	WM	11	SE NE	2

LIVESTOCK					
Twp	Rng	Mer	Sec	Q-Q	GLot
25 S	6 W	WM	11	SE NE	2
25 S	6 W	WM	12	NE SW	3

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
25 S	6 W	WM	11	SE NE	2		7.20
25 S	6 W	WM	11	SE NE		47	1.20
25 S	6 W	WM	11	NE SE	3		2.40
25 S	6 W	WM	11	NE SE		47	0.60

Measurement, recording and reporting conditions:

- A. The Director may require the water user to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the water user to install a meter or other measuring device, the water user shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the water user shall maintain the meter or measuring device. The Director may provide an opportunity for the water user to submit alternative measuring procedures for review and approval.
- B. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the period of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

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

This right is for the beneficial use of water without waste. 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 acknowledge land-use plan.

Use of the water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

This certificate describes that portion of the water right confirmed by Certificate 83573, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAY 14 2010, approving Transfer Application T-9485.

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 May 14, 2010.


Phillip C. Ward, Director