

NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW

This is a final order in a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675 you may petition for judicial review and may 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 LANE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JAMES BOWER
PO BOX 388
CRESWELL, OR 97426

SUPERSEDED BY
CERT. NO. 87313

confirms the right to use the waters of BRUMBAUGH RIVER (ALSO KNOWN AS MOSBY CREEK), tributary of Row River, tributaries of the COAST FORK WILLAMETTE RIVER, for IRRIGATION of 6.11 acres and stock.

This right was perfected under Permit 23355. The date of priority is DECEMBER 31, 1954. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.086 CUBIC FOOT PER SECOND (CFS), BEING 0.076 CFS FOR IRRIGATION AND 0.01 CFS FOR STOCK, if available at the original point of diversion, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 18, T 21 S, R 2 W, W.M.; or its equivalent in case of rotation, measured at the point of diversion from the sources.

The point of diversion is located as follows:

SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 1, T 21 S, R 3 W, W.M.; 1015.12 FEET NORTH AND 1620.64 FEET WEST FROM THE SE CORNER, SECTION 1

The use shall conform to any reasonable rotation system ordered by the proper state officer.

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 $\frac{1}{2}$ acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

NW¼ SE¼ 6.11 ACRES AND STOCK
SECTION 1
TOWNSHIP 21 SOUTH, RANGE 3 WEST, W.M.

The quantity of water diverted at the new point of diversion, together with that diverted at the old points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

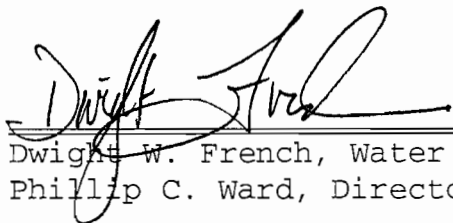
Water shall be acquired from the same surface water source as the original point of diversion.

This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered February 20, 1997, at Special Order Volume 51, Page 101, approving Transfer Application 6861, and supersedes Certificate 29019, 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 SEP 15 2011

A handwritten signature in black ink, appearing to read "Dwight French", is written over a horizontal line.

Dwight W. French, Water Right Services Administrator, for
Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates Number 87203.