

STATE OF OREGON

COUNTY OF LANE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BYRON L. NOFREY  
SUSAN C. NOFREY  
12000 E. MAPLETON ROAD  
MAPLETON OR 97453

confirms the right to use the waters of SIUSLAW RIVER, tributary of the PACIFIC OCEAN for DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD, FURTHER LIMITED TO HUMAN CONSUMPTION ONLY.

This right was perfected under Permit S-52221. The date of priority is NOVEMBER 22, 1993. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.005 CUBIC FOOT PER SECOND (CFS) – DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD; FURTHER LIMITED TO 0.005 CFS HUMAN CONSUMPTION FOR ONE HOUSEHOLD, measured at the point of diversion.

Period of allowed use is January 1 through June 15 and September 16 through December 31 for domestic use expanded for one household; further limited to 0.005 CFS June 16 through September 15 for human consumption only for one household.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	10 W	WM	23	NW SW	SOUTH 53 DEGREES 14 MINUTES EAST, 1161 FEET FROM W1/4 CORNER, SECTION 23

A description of the place of use is as follows:

DOMESTIC EXPANDED AND HUMAN CONSUMPTION					
Twp	Rng	Mer	Sec	Q-Q	Tax Lot
17 S	10 W	WM	23	NW SW	400

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 in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the water user to submit alternative measuring procedures for review and approval.

**NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than 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 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.

- 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 periods 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.

The water user shall maintain and operate fish screening to prevent fish from entering the diversion.

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.

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 acknowledged land-use plan.

The use of 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 is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered JUNE 3, 2011, at Special Order Volume 84, Page 436, approving Transfer Application 11205, and together with Certificate 87072, supercedes Certificate 84576, 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.

Issued FEB 24 2012

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