

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KURT M. SPENCER
VERONICA SPENCER
6459 OAK HILL RD
ROSEBURG OR 97471

confirms the right to the use of water perfected under the terms of Permit S-45243. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point(s) of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: CALAPOOYA CREEK, A TRIBUTARY OF THE UMPQUA RIVER

PURPOSE OR USE: IRRIGATION OF 85.9 ACRES AND YEAR ROUND DOMESTIC EXPANDED AND LIVESTOCK USE

MAXIMUM RATE: 1.10 CUBIC FEET PER SECOND

USE OF WATER FOR DOMESTIC EXPANDED AND LIVESTOCK USES UNDER THIS CERTIFICATE IS LIMITED TO A RATE OF 0.014 CFS FROM POD 4 AND 0.007 CFS FROM POD 2, AND AN ANNUAL VOLUME LIMITED OF 4.0 ACRE FEET FROM POD 4 AND 2.0 ACRE FEET FROM POD 2.

DATE OF PRIORITY: JANUARY 3, 1980

The points of diversion are located as follows:

Twtp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
25 S	6 W	WM	28	NE SW	43	(POD 1) - 2000 FEET NORTH AND 450 FEET WEST FROM S1/4 CORNER, SECTION 28
25 S	6 W	WM	29	SW SE	54	(POD 2) - 540 FEET SOUTH AND 520 FEET WEST FROM NE CORNER, DLC 54
25 S	6 W	WM	28	SW NE	63	(POD 4) - 1600 FEET SOUTH AND 280 FEET EAST FROM N1/4 CORNER, SECTION 28

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.

NOTICE OF RIGHT TO PETITION FOR 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.

A description of the place of use is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres	POD ID
25 S	6 W	WM	28	SW NW	63	4.7	1, 2 & 4
25 S	6 W	WM	28	SW NW	63	15.4	2 & 4
25 S	6 W	WM	28	SE NW	63	17.3	2 & 4
25 S	6 W	WM	28	NE SW	63	1.8	2 & 4
25 S	6 W	WM	28	NW SW	63	0.5	1, 2 & 4
25 S	6 W	WM	28	NW SW	63	1.3	2 & 4
25 S	6 W	WM	28	NW SE	43	14.4	1
25 S	6 W	WM	28	SW SE	43	11.3	1
25 S	6 W	WM	29	SE NE	63	15.0	1, 2 & 4
25 S	6 W	WM	29	NE SE	63	2.8	1, 2 & 4
25 S	6 W	WM	29	NW SE	54	1.4	2

DOMESTIC EXPANDED						
Twp	Rng	Mer	Sec	Q-Q	DLC	POD ID
25 S	6 W	WM	21	NW SW		4
25 S	6 W	WM	28	NE NW	63	4
25 S	6 W	WM	29	SE SE	43	2

LIVESTOCK						
Twp	Rng	Mer	Sec	Q-Q	DLC	POD ID
25 S	6 W	WM	21	NW SW		4
25 S	6 W	WM	21	SW SW		4
25 S	6 W	WM	28	NE NW	63	4
25 S	6 W	WM	29	SE SE	43	2

The quantity of water diverted at the new points of diversion, together with that diverted at the original point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
25 S	6 W	WM	29	NW SE	42	POD 3 - 110 FEET NORTH AND 1220 FEET EAST FROM SW CORNER, DLC 42

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meters or another suitable measuring devices, as approved by the Director, in good working order, at each point of diversion.
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices is located within a private structure, the watermaster shall request access upon reasonable notice.

The water user shall maintain the headgate as required by the Department, to control and regulate the quantity of water diverted.

The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with Oregon Department of Fish and Wildlife's operational and maintenance standards.

The right to the use of the water for the above purposes is restricted to beneficial use on the lands or place of use described.

This certificate is issued to confirm a change in POINT OF DIVERSION, PLACE OF USE AND CHARACTER OF USE approved by an order of the Water Resources Director entered June 1, 2012, at Special Order Volume 87, Page 700, approving Transfer Application T-11215, together with Certificate 87280, supercedes Certificate 85724, State record of Water Right Certificates.

Issued JAN 21 2022



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

