

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That **E. E. HAGSTAFF**

of **Cave Junction**, State **Oregon**, has made proof to the satisfaction of the STATE ENGINEER of **Oregon**, of a right to the use of the waters of **French Flat wasteway** a tributary of **East Fork of Illinois River** for the purpose of **Irrigation** under Permit No. **12644** of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from **May 15, 1937**;

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed **0.32 cubic foot per second**,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **NE $\frac{1}{4}$ NW $\frac{1}{4}$** , Section 2, Township 40 South, Range 8 West, W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to **one-fiftieth** of one cubic foot per second per acre, or its equivalent for each acre irrigated throughout the irrigation season from April 1st to November 1st of each year,

and shall

conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

13.4 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$

2.6 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 34

Township 39 South, Range 8 West, W. M.

French Flat wasteway is a natural water course beginning in the NE $\frac{1}{4}$ of Sec. 22, 40 - 8 and meandering nearly north through Secs. 15, 10 & 3, dipping east for a few hundred feet into Sec. 2, at the point of diversion. It carries the run-off and at times the excess waste mine water from the Esterly mine (Waldo & Scotch Gulch ditches - priority 1853 - all year mining rights) and empties into the East Fork of the Illinois River. The applicant herein understands that as the French Flat wasteway is not the regular outlet of the Esterly mine water (same being through the Logan Cut into the West Fork of the Illinois), he may not demand that Esterly waste water be diverted into said French Flat wasteway at any time, in order to satisfy this right.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this 1st day of **May**, 193 / 41

CHAS. E. STRICKLIN

State Engineer