

STATE OF OREGON
COUNTY OF LINCOLN
CERTIFICATE OF WATER RIGHT

This Is to Certify, That R. C. CHARLESWORTH

of Rt. 1, Box 117, Toledo, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Olalla Slough also known as Simpson Creek a tributary of Yaquina River for the purpose of irrigation under Permit No. 21970 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 December 4, 1952

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 0.038 cubic feet 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 NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 4, Township 11 South, Range 10 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-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,

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:

3 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 4

Township 11 South, Range 10 West, W. M.

Land on which water is to be used is a part of that described as follows: That part of Sec. 4, T. 11 S. R. 10 W., W. M., in the County of Lincoln and State of Oregon, described as follows: Beg. at a point that is E. 555 ft. from the NW corner of said Sec. 4; thence E. on the N. line of said sec. a distance of 150 ft. to the center of Olalla Slough, also known as Simpson Creek at said point; thence down said Slough S. 6° 45' W. 154 ft.; thence S. 37° E. 37 ft.; thence S. 14° E. 91 ft.; thence S. 10° W. 76 ft.; thence S. 56° 30' W. 90 ft.; thence S. 1° 30' E. 68 ft.; thence S. 44° E. 100 ft.; thence S. 13° E. 126 ft.; thence W. 212.16 ft. more or less to the SE corner of the Oldham tract described in deed recorded August 5, 1949 as Instrument No. A-88281 Deed Records of Lincoln County; thence N. along the E. line of said Oldham tract 192 ft. to the NE corner thereof; thence W. along the N. line of said Oldham tract 113 ft. to the easterly right of way line of the Newport-Corvallis Highway No. 20; thence northeasterly along said highway line to the point of beg., EXCEPTING any portion below highwater mark of Olalla Slough. 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 26th day of August, 1955.

LEWIS A. STANLEY

State Engineer