

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That FRED MESSERLE & SONS, INC.,

of Rt. 3, Box 34, Coos Bay, State of Oregon, 97420, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Wilson Creek; unnamed stream

a tributary of Catching Slough for the purpose of irrigation of 90.2 acres and dairy use

under Permit No. 38519 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 August 7, 1973 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 0.81 cubic foot per second, being 0.80 c.f.s. from Wilson Creek for irrigation and 0.01 c.f.s. from unnamed stream for dairy

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Unnamed Stream-SE $\frac{1}{4}$ SW $\frac{1}{4}$; Wilson Creek-SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, T. 26 S., R. 12 W., W. M.; Unnamed Stream-2390 feet North and 230 feet East; Wilson Creek-1380 feet North and 1500 feet East, both from the SW Corner, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32

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:

0.2 acre Lot 4 (SW $\frac{1}{4}$ NE $\frac{1}{4}$)
 13.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
 6.6 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
 Dairy & 21.2 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
 4.0 acres Lot 3 (NW $\frac{1}{4}$ SE $\frac{1}{4}$)
 0.2 acre SW $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 29
 2.6 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
 1.2 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 30
 8.4 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
 32.8 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
 Section 32
 T. 26 S., R. 12 W., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. August 10, 1978


 Water Resources Director