

STATE OF OREGON

COUNTY OF BENTON

CERTIFICATE OF WATER RIGHT

This Is to Certify, ThatJOHN F. SAPP
C/O LOBSTER VALLEY FARMS

of Rt. 3, Box 62, Alsea, State of Oregon, 97324, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Lobster Creek and Coal Bank Creek

a tributary of Alsea River
irrigation of 47.0 acres

for the purpose of

under Permit No. 7893 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 March 25, 1927 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 0.59 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 $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 4, T. 15 S., R. 8 W., W. M., Lobster Creek-5.4 chains West and 13.6 chains South; Coal Bank Creek-5.9 chains West and 4.4 chains North, both from the NE Corner, Section 9

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:

16.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
10.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
4.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
7.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
10.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$

Section 4

T. 15 S., R. 8 W., W. M.

This certificate is issued to supersede certificate of water right recorded on page 45724, Volume 38, State Record of Water Right Certificates, so as to correctly locate the point of diversion.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

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. March 16, 1979


Water Resources Director