

STATE OF OREGON

COUNTY OF

DOUGLAS

CERTIFICATE OF WATER RIGHT

This is to certify, That GENE B. AND EVELYN R. GARY

of Box 206 South, Myrtle Route, Myrtle Creek, State of Oregon 97457, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of South Myrtle Creek

a tributary of Myrtle Creek for the purpose of stock and irrigation of 5.6 acres

under Permit No. 42390 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 5, 1977

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 0.074 cubic foot per second being 0.004 cfs for stock and 0.07 cfs for irrigation

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SE 1/4 NW 1/4, Section 29, T29S, R4W, WM; 1580 feet South and 800 feet West from N 1/4 Corner, Section 29.

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 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:

stock and 5.6 acres SE 1/4 NW 1/4
Section 29
Township 29 South, Range 4 West, WM

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 53222, Volume 48, State Record of Water Right Certificates, NOT changed from primary to supplemental irrigation by the provisions of an order of the Water Resources Director entered on November 5, 1985.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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 minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. December 31, 1985

/s/ William H. Young
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 48, page 53618