

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

This is to certify, That SAMUEL WERNER

of PO Box 340, Merlin, State of OR 97532, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of an unnamed stream and Werner Reservoir No. 3, constructed under Permit R-5062

a tributary of Ewe Creek for the purpose of supplemental irrigation of 21.0 acres and fire protection

under Permit No. 32855 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 14, 1967 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 0.06 cubic foot per second, being 0.05 cfs for supplemental irrigation and 0.01 cfs for fire protection

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 28, T35S, R6W, WM; 1700 feet South and 2340 feet East from NW corner Section 28.

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 from direct flow and shall be further limited to a diversion of not to exceed 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, from direct flow and storage from Werner Reservoir No. 3 constructed under permit R-5062,

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:

RESERVOIR ONLY

Fire protection and 16.0 acres NW 1/4 NW 1/4

CREEK ONLY

Fire protection NE 1/4 NW 1/4
Fire protection and 4.9 acres NW 1/4 NW 1/4
0.1 acre SW 1/4 NW 1/4
Fire protection SE 1/4 NW 1/4
Section 28
Township 35 South, Range 6 West, WM

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. June 6, 1986

/s/ William H. Young
Water Resources Director