

STATE OF OREGON

COUNTY OF

CURRY

CERTIFICATE OF WATER RIGHT

This is to certify, That CHARLES C. AND ALEXANDER C. ELLS

of PO Box 25, Port Orford, State of OR 97465, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Unnamed Creek

a tributary of Sixes River for the purpose of irrigation of 5.0 acres and temperature control

under Permit No. 35172 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 May 28, 1970 for irrigation and October 15, 1970 for temperature control 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 0.33 cubic foot per second; being 0.13 cfs for irrigation and 0.33 cfs for temperature control

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 1/4 SW 1/4, Section 32, T31S, R15W, WM; 1280 feet South and 680 feet East from NW corner, NE 1/4 SW 1/4.

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-fortieth 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year for cranberries. If for the irrigation of any other crop, this appropriation shall be limited to 1/80 of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 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:

temperature control & 5.0 acres NE 1/4 SW 1/4
Section 32
Township 31 South, Range 15 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. April 24, 1987

/s/ William H. Young

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Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 56090

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