

STATE OF OREGON
COUNTY OF BENTON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THOMAS BIRD
ROUTE 3, BOX 1435
ALSEA, OREGON 97324

confirms the right to use the waters of LOBSTER CREEK, a tributary of ALSEA RIVER, for the purpose of IRRIGATING 17.2 ACRES.

The right has been perfected under Permit 42831. The date of priority is MARCH 9, 1978. The right is limited to not more than 0.22 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

NE 1/4 SW 1/4, SE 1/4 SW 1/4, SECTION 36, T 14 S, R 9 W, W.M.; 2480 FEET SOUTH AND 1220 FEET EAST; 2250 FEET SOUTH AND 780 FEET EAST; 1330 FEET SOUTH AND 100 FEET EAST; 470 FEET SOUTH AND 830 FEET EAST; ALL FROM NW CORNER NE 1/4 SW 1/4, SECTION 36.

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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right 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, and to which such right is appurtenant, is as follows:

NE 1/4 SW 1/4 6.1 ACRES
SE 1/4 SW 1/4 9.9 ACRES
SW 1/4 SE 1/4 1.2 ACRES
SECTION 36
TOWNSHIP 14 SOUTH, RANGE 9 WEST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right 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 27, 1989.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 61708

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