

STATE OF OREGON  
COUNTY OF CURRY  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GLEN L. WAGNER  
93363 ELK RIVER RD  
PORT ORFORD, OR 97465

confirms the right to use the waters of ELK RIVER, a tributary of the PACIFIC OCEAN, for IRRIGATING 13.8 ACRES.

This right was perfected under Permit 21744. The date of priority is SEPTEMBER 2, 1952. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.17 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:

(1) SW 1/4 SW 1/4 , SECTION 22, T 32 S, R 15 W, W.M.; 260 FEET NORTH AND 25 FEET EAST FROM THE SW CORNER SECTION 22; (2) NW 1/4 NW 1/4, SECTION 27, T 32 S, R 15 W, W.M.; 1270 FEET SOUTH AND 970 FEET EAST FROM THE NW CORNER SECTION 27.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

NE 1/4 NE 1/4 13.8 ACRES  
SECTION 28  
TOWNSHIP 32 SOUTH, RANGE 15 WEST, W.M.

When in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the wateruser is entitled;

the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered JULY 21, 1980, and together with Certificate 49655, supersedes Certificate 26429, State Record of Water Right Certificates.

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.

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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.

WITNESS the signature of the Water Resources Director, affixed MAY 13, 1997.

**/S/ Richard D. Bailey**

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 74290.

T-4551.KDD