

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WAYNE AND LORENE PEARSON
HC 86, BOX 111A
MYRTLE POINT, OR 97458

confirms the right to use the waters of UNNAMED STREAM NO. 1, UNNAMED STREAM NO. 2 AND EAST FORK COQUILLE RIVER, tributaries of COQUILLE RIVER, for DOMESTIC USE FOR ONE HOUSEHOLD INCLUDING IRRIGATION OF UP TO ONE-HALF ACRE LAWN AND NON-COMMERCIAL GARDEN AND IRRIGATION OF 2.0 ACRES.

This right was perfected under Permit 52707. The date of priority is FEBRUARY 23, 1993. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.03 CUBIC FOOT PER SECOND(CFS); BEING 0.005 CFS FROM UNNAMED STREAM NO. 1 WITH ANY DEFICIENCIES TO BE MADE UP BY UNNAMED STREAM NO. 2 FOR DOMESTIC USE AND 0.025 CFS FROM EAST FORK COQUILLE RIVER FOR IRRIGATION, or its equivalent in case of rotation, measured at the point of diversion from the source. **The use of water for domestic use is limited to human consumption during the period of May 1 through November 30 and the use of water for irrigation is limited to the period of March 1 through April 30 of each year.**

The point of diversion is located as follows:

UNNAMED STREAM NO. 1 - SE 1/4 NW 1/4, SECTION 13, TOWNSHIP 28 SOUTH, RANGE 11 WEST, W.M.; 2060 FEET SOUTH AND 60 FEET WEST FROM THE N 1/4 CORNER OF SECTION 13;

UNNAMED STREAM NO. 2 - SE 1/4 NW 1/4, SECTION 13, TOWNSHIP 28 SOUTH, RANGE 11 WEST, W.M.; 1630 FEET SOUTH AND 390 FEET WEST FROM THE N 1/4 CORNER OF SECTION 13; AND

EAST FORK COQUILLE RIVER - SW 1/4 SE 1/4, SECTION 12, TOWNSHIP 28 SOUTH, RANGE 11 WEST, W.M.; 20 FEET NORTH AND 290 FEET EAST FROM THE N 1/4 CORNER OF SECTION 13.

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:

NW 1/4 NE 1/4 2.0 ACRES AND DOMESTIC USE
SECTION 13
TOWNSHIP 28 SOUTH, RANGE 11 WEST, W.M.

Measurement, recording and reporting conditions:

- A. The Director may require the water user to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the water user to install a meter or other measuring device, the water user shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the water user shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the water user to submit alternative measuring procedures for review and approval.

- B. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

The water user shall install, maintain, and operate fish screening to prevent fish from entering the diversions. The Water user shall also install a fishway at the obstruction that will provide adequate upstream and downstream passage for fish. The required screens and fishways are to be in place, functional, and approved by Oregon Department of Fish and Wildlife before diversion of any water.

The water user shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish. The water user is hereby directed to contact a Oregon Department of Fish and Wildlife Fish Passage Coordinator, Portland Oregon, before construction of any in-channel obstruction.

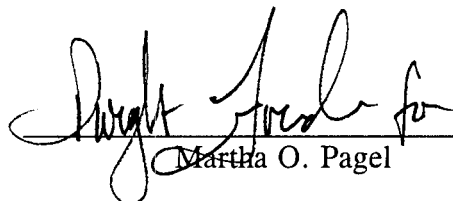
Failure to comply with any of the provision of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

The right to use water for the above purpose is restricted to beneficial use, without waste, on the lands or place of use described. The water user is advised that new regulations may require use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed JANUARY 31, 2000.


Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 76394.