

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

EDWARD J. COOLEY
P.O. BOX 642
ELKTON, OREGON 97436

confirms the right to use the waters of MEHL CREEK AND AN UNNAMED STREAM, a tributaries of the UMPQUA RIVER, for PRIMARY IRRIGATION OF 2.5 ACRES, SUPPLEMENTAL IRRIGATION OF 1.4 ACRES AND DOMESTIC USE FOR TWO FAMILIES.

This right was perfected under Permit 46290. The date of priority is AUGUST 12, 1980. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.061 CUBIC FOOT PER SECOND (CFS), BEING 0.01 CFS FROM THE UNNAMED STREAM WHEN AVAILABLE WITH ANY DEFICIENCY IN SUPPLY AT THE UNNAMED STREAM TO BE MADE UP BY DIVERSION OF WATER FROM MEHL CREEK FOR DOMESTIC USE FOR TWO FAMILIES, 0.031 CFS FROM MEHL CREEK WHEN AVAILABLE WITH ANY DEFICIENCY IN SUPPLY AT MEHL CREEK TO BE MADE UP BY DIVERSION OF WATER FROM THE UNNAMED STREAM FOR IRRIGATION OF 2.5 ACRES, AND 0.02 CFS FROM THE UNNAMED STREAM FOR THE SUPPLEMENTAL IRRIGATION OF 1.4 ACRES or its equivalent in case of rotation, measured at the points of diversion from the source.

The points of diversion are located as follows:

NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 13, T 23 S, R 8 W, W.M.; MEHL CREEK - 620 FEET SOUTH AND 860 FEET EAST; UNNAMED STREAM - 1250 FEET SOUTH AND 600 FEET EAST, BOTH FROM THE NORTH $\frac{1}{4}$ 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 for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

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:

PRIMARY SUPPLEMENTAL
NW¼ NE¼ 2.5 ACRES 1.4 ACRES AND TWO DOMESTIC
SECTION 13
TOWNSHIP 23 SOUTH, RANGE 8 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 74501, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered APR 26 2002, approving Transfer Application 8568.

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.

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 APR 26 2002



Paul Cleary, Director

Recorded in State Record of Water Right Certificates numbered 79461.