H.

## STATE OF OREGON

COUNTY OF

JOSEPHINE

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That

C. VERN WHITE

of 1941 Applegate Avenue, Grants Pass , State of Oregon , has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of The Canyon and Wee Bonnie Ioch Glen Reservoir constructed under Application No. R-38911, Permit No. R-3865

a tributary of Applegate River for the purpose of irrigation of O.6 acre, power (1 THP), and fish culture in reservoir constructed under Permit No. R-1395

under Permit No. 29181 of the State Engineer, 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 October 1, 1963

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 0.96 cubic foot per second; being 0.01 c.f.s. for irrigation, 0.70 c.f.s. for power, and 0.25 c.f.s. for fish culture;

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SE4 NW4, Section 29, T. 36 S., R. 6 W., W. M. Diversion point located 500 feet North and 220 feet West from Center, Section 29.

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 from direct flow and shall be further limited to a diversion of not to exceed  $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under permit No. R-3865; provided further that the right to use of direct flow is limited to the period when the flow of the Rogue River is more than 735 c.f.s. at its mouth; provided further that during the period of power development the water for fish culture shall be a part of that diverted for power and shall not at any time exceed 0.25 c.f.s. 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:

Section 29 T. 36 S., R. 6 W., W. M.

After the expiration of fifty years from the date of this certificate or on the expiration of any federal power license issued in connection with this right, and after not less than two years' notice in writing to the holder hereof, the State of Oregon, or any municipality thereof, may take over the dams, plants and other structures and all appurtenances thereto which have been constructed for the purpose of devoting to beneficial use the water rights for the development of POWER as specified herein, upon condition that before taking possession the State or municipality shall pay not to exceed the fair value of the property so taken, plus such reasonable damages, if any, to valuable, serviceable and dependable property of the holder of this certificate, not taken over, as may be caused by the severance therefrom of the property taken in accordance with the provisions of ORS 537-290.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. May 24, 1967

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 25, page 33925

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