

STATE OF OREGON
COUNTY OF JOSEPHINE
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **TRIANGLE 3 RANCH**

of **Kerby**, 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 an unnamed gulch and reservoir constructed under Application No. R-37741, Permit No. R-3085 a tributary of **Montgomery Creek** for the purpose of irrigation of **5.0 acres and supplemental irrigation of 11.1 acres**

under Permit No. **28189** 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 **June 19, 1962 for 0.15 c.f.s.**
July 30, 1962 for 0.09 c.f.s.
September 12, 1962 for 0.08 c.f.s.

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 **0.32 cubic foot per second**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 28, T. 38 S., R. 8 W., W. M.** Diversion point located **450 feet North and 440 feet West from Center SE $\frac{1}{4}$, Section 28.**

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-fiftieth 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 **3 $\frac{1}{2}$ acre feet per acre** for each acre irrigated during the irrigation season from direct flow and storage from reservoir constructed under Permit No. R-3085; provided further that the right to use of direct flow is limited to the period when the flow of the Illinois River is more than **80 c.f.s.** at its mouth and the flow of the Rogue River is more than **735 c.f.s.** at its mouth;

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:

Primary	Supplemental	
1.0 acre		SE $\frac{1}{4}$ SW $\frac{1}{4}$
4.0 acres	11.1 acres	SW $\frac{1}{4}$ SE $\frac{1}{4}$
		Section 28
		T. 38 S., R. 8 W., W. M.

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. **July 31, 1967**

.....**CHRIS L. WHEELER**.....

State Engineer