Permit A—5M—1-76 SP 32956-690

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, *That* DUNBAR CARPENTER

of 801 N. Foothills Rd., Medford , *State of* Oregon, 97501 , *has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of* South Fork Little Butte Creek & South Fork Upton Slough

a tributary of Rogue River *for the purpose of* temperature control of 62.5 acres

under Permit No. 35285 *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 24, 1970 *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* 7.70 cubic feet per second, from South Fork Little Butte Creek and South Fork Upton Slough, water to be diverted from South Fork Little Butte Creek when available with any deficiency in the available supply from South Fork Little Butte* *or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the* NE¼ SE¼, Section 29, T. 36 S., R. 2 E., W. M., SW¼ NE¼, Section 8, T. 37 S., R. 1 W., W. M., creek-600 feet South and 525 feet West from the E¼ Corner, Section 29, T. 36 S., R. 2 E., W. M., slough-2330 feet South and 90 feet East from the N¼ Corner, Section 8, T. 37 S., R. 1 W., W. M.

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 ———— *of one cubic foot per second per acre,*

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:

30.7 acres NW¼ NE¼
31.8 acres SW¼ NE¼
Section 8
T. 37 S., R. 1 W., W. M.

*Creek to be made up by appropriation from South Fork Upton Slough provided that the total quantity diverted from both sources shall not exceed 7.70 c.f.s.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described. and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed this date. September 12, 1977

James F. Sexson
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 36 *, page* 44711