

## STATE OF OREGON

COUNTY OF

JOSEPHINE

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** JAMES R. BROWN and HARRY R. BROWN

of 37100 Redwood Highway, O'Brien, State of Oregon 97534, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Elk Creek and Brown Reservoir, constructed under Permit R-7785

a tributary of Illinois River for the purpose of irrigation of 3.9 acres and fish culture

under Permit No. 43841 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 rights hereby confirmed dates from September 1, 1978 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 0.09 cubic foot per second, being 0.08 cfs for irrigation, and 0.01 cfs 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 NE 1/4 NW 1/4, Section 11, T41S, R9W, WM; 60 feet South and 1,100 feet West from N 1/4 Corner of Section 11

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 and shall be further limited to a diversion of not to exceed 3 1/2 acre-feet per acre for each acre irrigated during the irrigation season of each year

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:

Fish culture and 3.9 acres NE 1/4 NW 1/4  
Section 11  
Township 41 South, Range 9 West, WM

In processing the application towards issuance of the permit, it appears that a clerical error was inadvertently made in limiting the duty of water to not exceed one-eightieth of one cubic foot per second per acre and 3 1/2 acre-feet per acre. In the issuance of this certificate, the duty of water has been raised to one-fiftieth of one cubic foot per second per acre and 3 1/2 acre-feet per acre for each acre irrigated during the irrigation season of each year, in keeping with the customary policy and determination of this office of the proper maximum limits.

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 19, 1983

  
DEPUTY Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 46, page 51672

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