

## STATE OF OREGON

COUNTY OF

DOUGLAS

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** HARLAN E. and HAROLENE PHELPS

of Box 192, South Myrtle Route, Myrtle Creek, State of Oregon 97457, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of South Myrtle Creek

a tributary of South Fork Umpqua River for the purpose of irrigation of 9.8 acres

under Permit No. 4380 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 January 9, 1920

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 0.122 cubic foot per second; if available at the original point of diversion, SE 1/4 NE 1/4, Section 30, T29S, R4W, WM; 1800 feet South and 250 feet West from the NE Corner, Section 30

or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located in the Lot 1 (NW 1/4 NE 1/4), Section 30, T29S, R4W, WM; 560 feet South and 2120 feet West from NE Corner, Section 30.

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,

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:

9.8 acres Lot 1 (NW 1/4 NE 1/4)  
Section 30  
Township 29 South, Range 4 West, WM

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered November 15, 1978 and together with certificate of water right recorded at pages 49162, 49163, 49164, 49165, 49166 and 51722, Volumes 42 and 46 State Record of Water Right Certificates, supersedes Certificate 5594.

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 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. November 17, 1983

.....William H. Young.....  
Water Resources Director