

## STATE OF OREGON

COUNTY OF

JACKSON

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** ROBERT L. AND CLARICE W. HARPER

of 130 E. Mountain View, Porterville, State of CA 93257, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Big Butte Creek

a tributary of Rogue River for the purpose of irrigation of 8.48 acres

under Permit No. E-168 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 April 15, 1913

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 0.105 cubic foot per second, if available at the original point of diversion; SE 1/4 SE 1/4, Section 3, T34S, R1E, WM; Ryan Ditch - North 56 degrees 3 minutes West, 1170 feet from SE corner Section 3 and shall not exceed 0.028\*

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, NW 1/4 SE 1/4, Section 3, T34S, R1E, WM; Diversion No. 1 - 400 feet South and 580 feet East from NW corner, NE 1/4 NW 1/4, Section 3; Diversion No. 2 - 410 feet South and 600 feet East from C 1/4 corner Section 3.

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,

\*cubic foot per second at Diversion No. 1 and 0.077 cfs at Diversion No. 2

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:

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Diversion No. 1

2.30 acres NE 1/4 NW 1/4  
Section 3

Diversion No. 2

1.60 acres NE 1/4 NW 1/4  
4.58 acres SE 1/4 NW 1/4  
Section 3  
Township 34 South, Range 1 East, WM

This certificate is issued to confirm a change in place of use and point of diversion approved by an order of the Water Resources Director entered October 12, 1976, and together with certificates of water right recorded at pages 43978 & 55443 , Volumes 36 & 51 , State Record of Water Right Certificates, supersedes certificate of water right recorded at page 39597, Volume 31, State Record of Water Right Certificates.

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 minimum flows established by the Water Resources Commission with an effective date prior to this right.*

*WITNESS the signature of the Water Resources Director, affixed*

*this date. January 22, 1987*

*/s/ William H. Young*

*.....  
Water Resources Director*

*Recorded in State Record of Water Right Certificates, Volume 51 , page 55442*