

STATE OF OREGON

COUNTY OF

JOSEPHINE

CERTIFICATE OF WATER RIGHT

This is to certify, That TRIANGLE 3 RANCH

of 600 Eight Dollar Mountain Rd., Kerby, State of OR 97531, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of an unnamed gulch and reservoir, constructed under Permit R-3085

a tributary of Montgomery Creek for the purpose of fish culture

under Permit No. 28189 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

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

0.02 cubic foot per second, only during the irrigation season of each year, 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 cfs at its mouth and the *

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 1/4 SE 1/4, Section 28, T38S, R8W, WM; 450 feet North and 440 feet West from Center SE 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 ----- of one cubic foot per second per acre,

* flow of the Rogue River is more than 735 cfs 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:

NW 1/4 SE 1/4
Section 28
Township 38 South, Range 8 West, WM

This certificate is issued to confirm a change in use of water approved by an order of the Water Resources Director entered September 12, 1984, and together with certificate of water right recorded at page 53345, Volume 48, State Record of Water Right Certificates, supersedes certificate 34167.

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. October 26, 1987

William H. Young
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 52, page 56498

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