

51122

STATE OF OREGON

Vol. 78 Page 14306

COUNTY OF

KLAMATH

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

BRUCE S. & VIRGINIA A. TOPHAM

of Star Rt. 2, Sprague River, State of Oregon, 97639, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Whiskey Creek

a tributary of Sprague River
irrigation of 225.3 acres

for the purpose of

under Permit No. 31795 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 July 22, 1966 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 5.63 cubic feet per second

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 $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, T. 36 S., R. 11 E., W. M., 2080 feet North and 930 feet East; 180 feet North and 2340 feet East, both from the S $\frac{1}{4}$ Corner, Section 13

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-fortieth 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 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:

26.6 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
22.9 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
29.6 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
32.4 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 13

4.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
39.1 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
23.6 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
17.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
28.8 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
1.3 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$

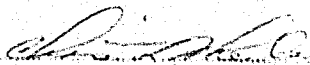
Section 24

T. 36 S., R. 11 E., W. M.

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. June 9, 1978



DEPUTY

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 38, page 45767
STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 3rd day of July A.D., 1978 at 1:16 o'clock P.M., and duly recorded in Vol. N78 of Water Rights on Page 14306.

FEE \$2.00

WM. D. MILNE, County Clerk

By Bernice A. Helch Deputy