

STATE OF OREGON
COUNTY OF KLAMATH

CERTIFICATE OF WATER RIGHT

This Is to Certify, That FLYNN BROTHERS

of **Plush**, State of **Oregon 97637**, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of **Brown Creek and an unnamed stream** a tributary of **Sprague River** for the purpose of **irrigation of 233.5 acres** under Permit No. **33184** of the State Engineer, 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 29, 1968**

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 **5.84 cubic feet per second, being 5.74 c.f.s. from Brown Creek and 0.10 c.f.s. from unnamed stream**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 35, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 36, T. 36 S., R. 12 E., W. M., Lot 1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$), Section 3, T. 37 S., R. 12 E., W. M., Brown Creek-1350 feet South and 270 feet West, 1780 feet South and 150 feet East, both from NW Corner, Section 36, T. 36 S., R. 12 E., W. M., unnamed stream-230 feet ***

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:

Unnamed Stream
3.9 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 34
T. 36 S., R. 12 E., W. M.

* South and 450 feet West from NE Corner, Section 3, T. 37 S., R. 12 E., W. M.

Brown Creek

22.3 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
5.2 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
5.9 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
38.8 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
6.2 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
40.4 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
6.1 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 26

32.7 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
38.5 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
0.3 acre SW $\frac{1}{4}$ NE $\frac{1}{4}$
2.8 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
27.1 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
1.6 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
0.3 acre SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 35

T. 36 S., R. 12 E., W. M.

1.4 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 36

T. 36 S., R. 12 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.

WITNESS the signature of the State Engineer, affixed

this 14 day of April, 1975.

Chris L. Wheeler

State Engineer