

STATE OF OREGON

COUNTY OF

KLAMATH

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

DONOVAN L. NICOL

of Room 212, Williams Bldg, Klamath Falls , State of Oregon 97601 , has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of an unnamed stream and Big Springs Creek

a tributary of Klamath Marsh for the purpose of irrigation of 2,392.1 acres and supplemental irrigation of 27.2 acres

under Permit No. 34445 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 4, 1969

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 60.26 cubic feet per second, being 53.65 cfs from the unnamed stream and 6.61 cfs from Big Springs Creek

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 1/4 NE 1/4, Section 34, Lot 2 (SE 1/4 SW 1/4), Section 35, T30S, R8E, WM; Unnamed Stream (Dike) - 2,900 feet North and 1,620 feet East from S 1/4 Corner, Section 34, (Ditch and Dike) - 1,200 feet North and 1,510 feet East from SW Corner, Section 35, SE 1/4 SE 1/4, Section 2, T31S, R8E, WM; Big Springs Creek (Control Gate) - 360 feet North *

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:

* and 740 feet West from SE Corner, Section 2

SEE NEXT PAGE

PRIMARY IRRIGATION - UNNAMED STREAM

5.3 acres SW 1/4 SW 1/4
Section 26

9.2 acres NE 1/4 NE 1/4
20.2 acres NW 1/4 NE 1/4
38.3 acres SW 1/4 NE 1/4
14.1 acres SE 1/4 NE 1/4
39.8 acres SW 1/4 SW 1/4
37.1 acres SE 1/4 SW 1/4
17.8 acres NE 1/4 SE 1/4
38.2 acres NW 1/4 SE 1/4
37.8 acres SW 1/4 SE 1/4
35.5 acres SE 1/4 SE 1/4
Section 27

39.1 acres NE 1/4 NE 1/4
34.5 acres NW 1/4 NE 1/4
36.0 acres SW 1/4 NE 1/4
39.5 acres SE 1/4 NE 1/4
39.8 acres NE 1/4 SE 1/4
37.3 acres NW 1/4 SE 1/4
36.8 acres Lot 3 (SW 1/4 SE 1/4)
37.8 acres Lot 4 (SE 1/4 SE 1/4)
Section 34

1.8 acres NE 1/4 NW 1/4
35.7 acres NW 1/4 NW 1/4
37.6 acres SW 1/4 NW 1/4
13.0 acres SE 1/4 NW 1/4
20.8 acres NE 1/4 SW 1/4
38.1 acres NW 1/4 SW 1/4
36.9 acres Lot 1 (SW 1/4 SW 1/4)
13.7 acres Lot 2 (SE 1/4 SW 1/4)
Section 35

Township 30 South, Range 8 East, WM

9.8 acres Lot 3 (NE 1/4 NW 1/4)
36.8 acres Lot 4 (NW 1/4 NW 1/4)
39.3 acres SW 1/4 NW 1/4
37.8 acres SE 1/4 NW 1/4
39.5 acres NE 1/4 SW 1/4
38.8 acres NW 1/4 SW 1/4
38.8 acres SW 1/4 SW 1/4
39.3 acres SE 1/4 SW 1/4
35.5 acres NW 1/4 SE 1/4
37.8 acres SW 1/4 SE 1/4
10.2 acres SE 1/4 SE 1/4
Section 2

36.9 acres Lot 1 (NE 1/4 NE 1/4)
36.7 acres Lot 2 (NW 1/4 NE 1/4)
40.0 acres SW 1/4 NE 1/4
40.0 acres SE 1/4 NE 1/4
36.5 acres Lot 3 (NE 1/4 NW 1/4)
36.4 acres Lot 4 (NW 1/4 NW 1/4)
38.1 acres SW 1/4 NW 1/4
39.9 acres SE 1/4 NW 1/4
34.3 acres NE 1/4 SW 1/4
15.6 acres NW 1/4 SW 1/4
5.3 acres SE 1/4 SW 1/4
40.0 acres NE 1/4 SE 1/4
40.0 acres NW 1/4 SE 1/4
31.6 acres SW 1/4 SE 1/4
40.0 acres SE 1/4 SE 1/4
Section 3

33.8 acres NE 1/4 NE 1/4
3.0 acres NW 1/4 NE 1/4
10.9 acres SE 1/4 NE 1/4
Section 10

37.7 acres NE 1/4 NE 1/4
 39.8 acres NW 1/4 NE 1/4
 38.3 acres SW 1/4 NE 1/4
 37.6 acres Lot 1 (SE 1/4 NE 1/4)
 0.5 acre Lot 5 (SE 1/4 NE 1/4)
 39.1 acres NE 1/4 NW 1/4
 39.1 acres NW 1/4 NW 1/4
 36.2 acres SW 1/4 NW 1/4
 37.5 acres SE 1/4 NW 1/4
 30.7 acres NE 1/4 SW 1/4
 29.3 acres SE 1/4 SW 1/4
 Section 11

27.2 acres NE 1/4 NW 1/4
 0.7 acres NW 1/4 NW 1/4
 7.5 acres SW 1/4 NW 1/4
 18.9 acres Lot 2 (SE 1/4 NW 1/4)
 Section 14
 Township 31 South, Range 8 East, WM

SUPPLEMENTAL IRRIGATION - UNNAMED STREAM

10.1 acres SW 1/4 NE 1/4
 Section 2
 Township 31 South, Range 8 East, WM

PRIMARY IRRIGATION - BIG SPRINGS CREEK

13.2 acres SW 1/4 NW 1/4
 14.3 acres SE 1/4 NW 1/4
 39.4 acres NE 1/4 SW 1/4
 38.9 acres NW 1/4 SW 1/4
 39.8 acres SW 1/4 SW 1/4
 39.9 acres SE 1/4 SW 1/4
 Section 1

39.6 acres NE 1/4 SE 1/4
 2.0 acres NW 1/4 SE 1/4
 0.5 acre SW 1/4 SE 1/4
 28.3 acres SE 1/4 SE 1/4
 Section 2

1.8 acres NE 1/4 NE 1/4
 Section 11
 Township 31 South, Range 8 East, WM

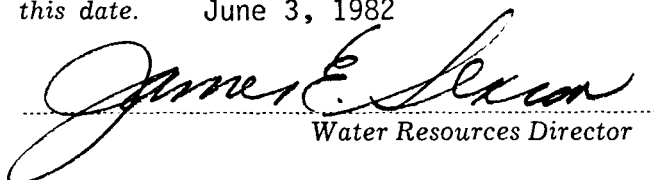
SUPPLEMENTAL IRRIGATION - BIG SPRINGS CREEK

4.6 acres SW 1/4 NE 1/4
 12.5 acres SE 1/4 NE 1/4
 Section 2
 Township 31 South, Range 8 East, WM

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 3, 1982


 Water Resources Director