

STATE OF OREGON

COUNTY OF LAKE

CERTIFICATE OF WATER RIGHT

This is to certify, That ROBERT O. PEPPERLING

of HC 64, Box 200, Lakeview, State of Oregon 97630, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Warner Creek and two reservoirs constructed under Permit R-2257, and Permit R-2258 a tributary of Thomas Creek for the purpose of irrigation of 15.8 acres

under Permit No. 38881 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, 1974 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 0.40 cubic foot per second from Warner Creek and 5.0 acre-feet from reservoirs

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 NE 1/4, SE 1/4 NE 1/4, Section 22, SW 1/4 NE 1/4, SW 1/4 NW 1/4, SE 1/4 NW 1/4, Section 23, T38S, R20E, WM; Diversion 1 - 1160 feet South and 2000 feet West, Diversion 2 - 1460 feet South and 540 feet West, Upper Reservoir - 1350 feet South and 2800 feet East, Diversion 3 - 2590 feet South and 750 feet East, Lower Reservoir - 2150 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: *South and 1960 feet East, all from NE Corner, Section 22.

1.6 acres NE 1/4 NE 1/4
2.4 acres NW 1/4 NE 1/4
2.7 acres SE 1/4 NE 1/4
Section 22

8.3 acres SW 1/4 NW 1/4
0.8 acre NW 1/4 SW 1/4
Section 23
Township 38 South, Range 20 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 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 13, 1986

/s/ William H. Young
Water Resources Director