

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

T. A. CULBERTSON
c/o GERTRUDE SMITH
P. O. BOX 452
FORT KLAMATH, OREGON 97626

confirms the right to use the waters of SEVENMILE CREEK, a tributary of AGENCY LAKE, for the purpose of IRIGATING 80.0 ACRES.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for KLAMATH County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 12, at page 269. The date of priority is 1890.

The right is limited to not more than 1.60 CUBIC FEET PER SECOND.

The point of diversion is located as follows:

NE 1/4 SW 1/4, SECTION 25, T 33 S, R 6 E, W.M.; 130 FEET SOUTH & 850 FEET WEST FROM CENTER 1/4 CORNER OF SECTION 25.

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-FIFTIETH of one cubic foot per second per acre PRIOR TO JULY 20th and ONE-EIGHTIETH CFS THEREAFTER, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 5.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

SW 1/4 SW 1/4 40.0 ACRES
SE 1/4 SW 1/4 40.0 ACRES
SECTION 31
TOWNSHIP 33 SOUTH, RANGE 7 1/2 EAST, W.M.

This certificate describes that portion of the water right confirmed by certificate 10898, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered AUGUST 21, 1989, approving transfer application 6166.

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 above purpose is restricted to beneficial use on the lands or place of use described and shall be subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed this date MARCH 12, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64188.

T-6166.BE