

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

J.H. TYRRELL
LAKE CREEK, OREGON 97524

confirms the right to use the waters of LOST CREEK AND WATER STORED IN LOST LAKE RESERVOIR, constructed under Permit R-427, a tributary of the SOUTH FORK LITTLE BUTTE CREEK, for SUPPLEMENTAL IRRIGATION OF 20.0 ACRES AND DOMESTIC USE.

This right was perfected under Permit 3733. The date of priority is FEBRUARY 16, 1918. This right is limited to 0.35 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SW 1/4 NW 1/4, SECTION 22, NW 1/4 NW 1/4, SECTION 35, T 37 S, R 2 E, W.M.; TYRRELL EAST SIDE DITCH - NORTH 35 DEGREES EAST 660 FEET FROM THE WEST 1/4 CORNER OF SECTION 22; LOST CREEK RESERVOIR - SOUTH 80 DEGREE 15 MINUTES EAST 620 FEET FROM THE NW CORNER OF SECTION 35.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

SE 1/4 NE 1/4 17.0 ACRES
NE 1/4 SE 1/4 3.0 ACRES
SECTION 9
TOWNSHIP 37 SOUTH, RANGE 2 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 5782, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered March 25, 1991, approving Transfer Application 6466.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights.

WITNESS the signature of the Water Resources Director, affixed APRIL 1, 1991.

/s/ WILLIAM H. YOUNG

William H. Young

Recorded in State Record of Water Right Certificates numbered 65561.

T-6466.VRG