

STATE OF OREGON  
COUNTY OF JEFFERSON  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DAVE AMSBERRY, for himself, and TRUSTEE  
for ED TIMMS and EMMET KNICKERBOCKER  
962 SHANGRILA NE  
SALEM, OREGON 97301

confirms the right to use the waters of SOUTH FORK LAKE CREEK, a tributary of the METOLIUS RIVER, for IRRIGATION OF 0.44 ACRE.

This right was perfected under Permit 28961. The date of priority is JULY 17, 1963. This right is limited to 0.007 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 16, T 13 S, R 9 E, WM; 30 FEET NORTH AND 300 FEET EAST FROM THE SW CORNER, SECTION 16.

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-SIXTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet 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 $\frac{1}{4}$  SE $\frac{1}{4}$  0.44 ACRE  
SECTION 16  
TOWNSHIP 13 SOUTH, RANGE 9 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 35744, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Hearings Referee entered January 22, 1991, at Special Order Volume 45, Page 55.

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, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director,  
affixed May 10, 1994.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 68375.

PC90-3.LHN