

STATE OF OREGON  
COUNTY OF KLAMATH  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH L. TUTTLE, M.D.  
ROUTE 5, BOX 1310 COVE POINT  
KLAMATH FALLS, OREGON 97601

confirms the right to use the waters of SPRING CREEK, a tributary of THE WILLIAMSON RIVER, for IRRIGATING 94.3 ACRES.

This right was perfected under Permit 33408. The date of priority is JULY 24, 1968. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.15 CUBIC FEET 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:

NE 1/4 NE 1/4, SECTION 9, T 34 S, R 7 E, W.M.; 1116.7 FEET SOUTH AND 719.0 FEET WEST FROM THE NORTHEAST CORNER OF SECTION 9.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 3.0 acre-feet per acre 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:

LOT 7 (NE 1/4 SW 1/4)	0.7 ACRE
NW 1/4 SW 1/4	36.6 ACRES
SW 1/4 SW 1/4	20.4 ACRES
LOT 8 (SE 1/4 SW 1/4)	10.3 ACRES
SECTION 15	
NE 1/4 SE 1/4	0.4 ACRE
SECTION 16	
LOT 2 (NE 1/4 NW 1/4)	14.4 ACRES
LOT 2 (NW 1/4 NW 1/4)	10.4 ACRES
LOT 3 (SE 1/4 NW 1/4)	1.1 ACRES
SECTION 22	
TOWNSHIP 34 SOUTH, RANGE 7 EAST, W.M.	

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the original point of diversion.

When required by the Department, the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

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This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered MARCH 1, 1990, and together with Certificate 64189, supersedes Certificate 42748, State Record of Water Right Certificates.

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.

WITNESS the signature of the Water Resources Director, affixed DECEMBER 18, 1995.

/s/ MARTHA O. PAGEL

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Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 68719.