

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DANA ECKARD AND
ELIZABETH DARE
P.O. BOX 1143
KLAMATH FALLS, OREGON 97601

confirms the right to store the waters of AN UNNAMED STREAM AND RUNOFF, tributaries of KLAMATH RIVER, in RIPPLE RESERVOIR, for LIVESTOCK, RECREATION AND FIRE PROTECTION.

The right to store these waters was perfected under Reservoir Permit R-12127. The date of priority is JULY 17, 1996. The amount of water entitled to be stored each year under this right is not more than 2.97 ACRE-FEET(AF); BEING 0.2 AF FOR LIVESTOCK AND 2.77 AF FOR RECREATION AND FIRE PROTECTION. THE APPROPRIATION OF WATER IS LIMITED TO THE PERIOD OF DECEMBER 1 THROUGH JUNE 30 OF EACH YEAR.

The reservoirs are located as follows:

N ½ SW 1/4
SECTION 28
TOWNSHIP 40 SOUTH, RANGE 8 EAST, W.M.

Measurement, recording and reporting conditions:

- A. The Director may require the water user to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the water user to install a meter or other measuring device, the water user shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the water user shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the water user to submit alternative measuring procedures for review and approval.
- B. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

The water user may be required in the future to install, maintain, and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversion.

The storage of water allowed herein is subject to the installation and maintenance of a fully functional conduit/gate assembly having a minimum diameter of 8 inches.

Failure to comply with any of the provision of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

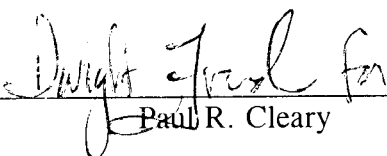
The right to use water for the above purpose is restricted to beneficial use, without waste, on the lands or place of use described. The water user is advised that new regulations may require use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The Director finds the use(s) of water described by this right, as conditioned, will not impair or be detrimental to the public interest.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed MARCH 29, 2001.


Paul R. Cleary

Recorded in State Record of Water Right Certificates numbered 76834.