

STATE OF OREGON
COUNTY OF DESCHUTES
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

U.S. DESCHUTES NATIONAL FOREST
1645 HIGHWAY 20 EAST
BEND, OR 97701

confirms the right to use the waters of KIWA SPRING, KIWA CREEK AND KIWA CREEK RESERVOIR CONSTRUCTED UNDER APPLICATION R-58654, (PERMIT R-8101), IN DESCHUTES BASIN, for LIVESTOCK, WILDLIFE AND RECREATION.

This right was perfected under Permit 44738. The date of priority is SEPTEMBER 6, 1978. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.01 CUBIC FOOT PER SECOND (CFS), BEING 0.005 CFS FROM KIWA SPRING AND 0.005 CFS FROM KIWA CREEK AND RESERVOIR, measured at the point of diversion from the source.

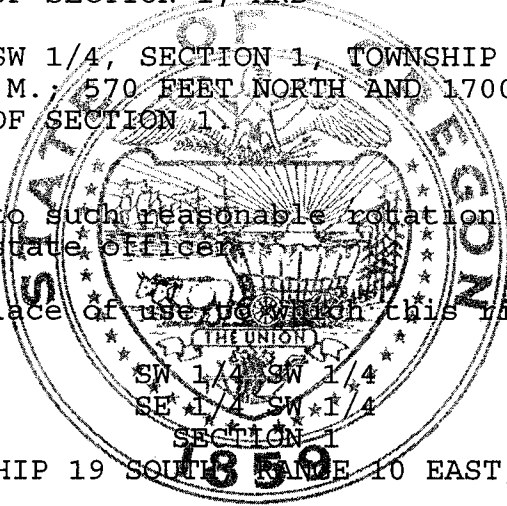
The points of diversion are located as follows:

SPRING: SW 1/4 SW 1/4, SECTION 1, TOWNSHIP 19 SOUTH, RANGE 10 EAST, W.M.; 350 FEET NORTH AND 60 FEET EAST FROM THE SW CORNER OF SECTION 1; AND

RESERVOIR: SE 1/4 SW 1/4, SECTION 1, TOWNSHIP 19 SOUTH, RANGE 10 EAST, W.M.; 570 FEET NORTH AND 1700 FEET EAST FROM THE SW CORNER OF SECTION 1.

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:

The seal of the State of Oregon is a circular emblem. It features a central shield with a rising sun, a plow, and a sheaf of wheat. Above the shield is a banner with the word 'EUREKA'. The shield is surrounded by a wreath. The outer ring of the seal contains the text 'STATE OF OREGON' at the top and '1859' at the bottom. Inside the seal, there is a smaller circular stamp that reads 'SW 1/4 SW 1/4', 'SE 1/4 SW 1/4', 'SECTION 1', and 'TOWNSHIP 19 SOUTH RANGE 10 EAST, W.M.'.
TOWNSHIP 19 SOUTH RANGE 10 EAST, W.M.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

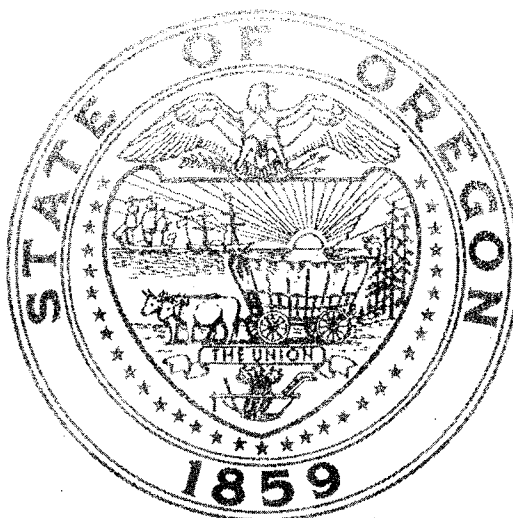
58346.DIP

Certificate Number 80315

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. This right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed July 1, 2003.


Paul R. Cleary



Recorded in State Record of Water Right Certificates Number 80315.

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