

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

STATE OF OREGON

COUNTY OF LINCOLN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MACK M. KIMBERLING  
ROUTE 1 BOX 147-K  
OTIS, OREGON 97368

confirms the right to use the waters of TWO SPRINGS, tributaries of SALMON RIVER, for DOMESTIC USE FOR 6 FAMILIES INCLUDING THE IRRIGATION OF LAWN AND NON-COMMERCIAL GARDEN NOT TO EXCEED ONE-HALF ACRE FOR EACH.

This right was perfected under Permit 38352. The date of priority is JULY 2, 1973. This right is limited to 0.03 CUBIC FOOT PER SECOND (CFS); BEING 0.01 CFS FROM SPRING 1 FOR DOMESTIC USE FOR ONE FAMILY INCLUDING THE IRRIGATION OF LAWN AND NON-COMMERCIAL GARDEN NOT TO EXCEED ONE-HALF ACRE; 0.02 CFS FROM SPRING 2 FOR DOMESTIC USE FOR FIVE FAMILIES INCLUDING THE IRRIGATION OF LAWN AND NON-COMMERCIAL GARDEN NOT TO EXCEED ONE-HALF ACRE, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SPRING 1: NE 1/4 NE 1/4, SECTION 30, T 6 S, R 9 W, W.M.; 580 FEET SOUTH AND 30 FEET WEST FROM THE NE CORNER OF SECTION 30.

SPRING 2: NE 1/4 NE 1/4, SECTION 30, T 6 S, R 9 W, W.M.; 980 FEET SOUTH AND 250 FEET WEST FROM THE NE CORNER OF SECTION 30.

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Certificate Number 82033

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

SPRING 1  
NE 1/4 NE 1/4  
SECTION 30

SPRING 2  
SW 1/4 NW 1/4  
SECTION 29

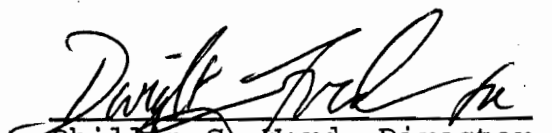
NE 1/4 NE 1/4  
SE 1/4 NE 1/4  
SECTION 30

TOWNSHIP 6 SOUTH, RANGE 9 WEST, W.M.

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

June 16, 2006.

  
Phillip C. Ward, Director  
Water Resources Department

Recorded in State Record of Water Right Certificates Number 82033.

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