

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DONAL H. DEAN
P.O. BOX 115
MERRILL, OREGON 97633

confirms the right to use the waters of Aspen Creek and Deep Creek, tributaries of the Williamson River, for IRRIGATION of 434.7 ACRES.

This right was perfected under Permit 27971. The date of priority is APRIL 9, 1962. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 10.86 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the points of diversion.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Creek	POD	Survey Coordinates
31 S	11 E	WM	20	NE SE	ASPEN	1	N 22° 12' 00" W, 2707.8 FEET FROM THE SE CORNER, SECTION 20
31 S	11 E	WM	20	SE SW	ASPEN	2	N 74° W, 3222.9 FEET FROM THE SE CORNER, SECTION 20
31 S	11 E	WM	22	NW SW	DEEP	3	S 58° 48' 00" E, 379.4 FEET FROM THE W¼ CORNER, SECTION 22
31 S	11 E	WM	28	SW NW	DEEP	4	S 19° 08' 06"E, 1370.73 FEET FROM THE NW CORNER, SECTION 28
31 S	11 E	WM	31	NE NE	DEEP	5	S 4° 36' 01" W, 5673.6 FEET FROM THE NW CORNER, SECTION 29

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-FORTIETH of one cubic foot per second, 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; and the right allowed herein shall be subject to prior existing rights of the Klamath Project of the Bureau of Land Management, U.S. Department of the Interior, and appropriation of water as authorized herein shall be subject to the construction and maintenance of a suitable outlet in any reservoir or diversion dam operated in connection with this appropriation to allow free passage of the natural flow of the stream. 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.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an 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.

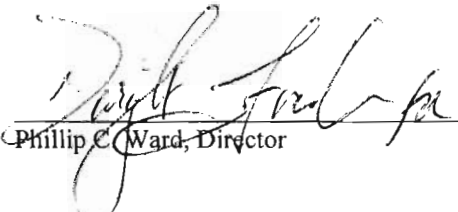
A description of the place of use to which this right is appurtenant is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
31 S	11 E	WM	20	SW SW		18.90
31 S	11 E	WM	20	SE SW		24.20
31 S	11 E	WM	29	NE NW		9.10
31 S	11 E	WM	29	NW NW		16.70
31 S	11 E	WM	29	SW NW		30.90
31 S	11 E	WM	29	SE NW		9.80
31 S	11 E	WM	29	NW SW		22.50
31 S	11 E	WM	29	SW SW		4.60
31 S	11 E	WM	30	NW SW	3	38.70
31 S	11 E	WM	30	SW SW	4	43.10
31 S	11 E	WM	30	SW SE		10.00
31 S	11 E	WM	31	NE NE		24.20
31 S	11 E	WM	31	NW NE		30.70
31 S	11 E	WM	31	NW NW		38.10
31 S	11 E	WM	31	NE SE		14.50
31 S	11 E	WM	31	NW SE		28.10
31 S	11 E	WM	32	NE NW		24.30
31 S	11 E	WM	32	NW NW		26.90
31 S	11 E	WM	32	SW NW		19.40

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.

In the event that rights are determined in the Klamath Adjudication for the lands, source, and use(s) involved in this right, the Department will, following review of the rights, proceed to cancel those portions of this right duplicated by the decreed right .

WITNESS the signature of the Water Resources Director, affixed FEB 09 2007


 Phillip C. Ward, Director