

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 KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DONALD E. AND NANCY I. KUCERA
ROUTE 1 BOX 856
KLAMATH FALLS, OREGON 97603

confirms the right to use the waters of A WELL in the KLAMATH RIVER BASIN for IRRIGATION of 98.4 ACRES.

This right was perfected under Permit G-10186. The date of priority is JULY 1, 1983. This right is limited to 1.23 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 12, T 39 S, R 8 E, W.M.; 2550 FEET SOUTH AND 500 FEET EAST FROM THE NW CORNER, SECTION 12.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion not to exceed 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

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

| | |
|---|------------|
| NE ¹ / ₄ NW ¹ / ₄ | 40.0 ACRES |
| NW ¹ / ₄ NW ¹ / ₄ | 37.1 ACRES |
| SW ¹ / ₄ NW ¹ / ₄ | 20.1 ACRES |
| SE ¹ / ₄ NW ¹ / ₄ | 1.2 ACRES |

SECTION 12
TOWNSHIP 39 SOUTH RANGE 8 EAST W.M.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works shall include an airline and pressure gauge or an access port for a measuring line, adequate to determine the water level elevation in the well at all times.

The water user shall maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

WITNESS the signature of the Water Resources Director, affixed

FEB 09 2007



Phillip C. Ward, Director
Water Resources Department