

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

RUSSELL J. WALSH & EDITH G. WALSH
5842 HENLEY ROAD
KLAMATH FALLS, OREGON 97601

confirms the right to use the waters of the SYCAN RIVER, a tributary of the SPRAGUE RIVER, for IRRIGATION OF 186.0 ACRES.

This right was perfected under Permit 43105. The date of priority is APRIL 7, 1978. This right is limited to 2.04 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 28, T 35 S, R 12 E, WM; 600 FEET WEST FROM THE SE CORNER, SECTION 28.

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) and 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 $\frac{1}{4}$ SE $\frac{1}{4}$ 16.8 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 34.4 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 29.2 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 33.6 ACRES

SECTION 28

NW $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 32.0 ACRES

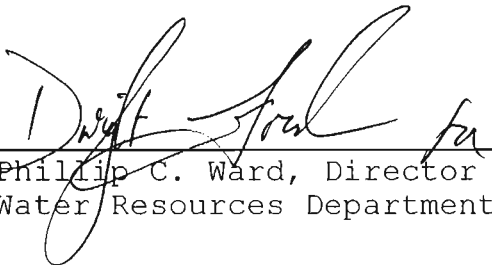
SECTION 34

TOWNSHIP 35 SOUTH, RANGE 12 EAST, W.M.

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 modify or cancel those portions of this right duplicated by the decreed right.

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 **FEB 16 2007**



Phillip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 83136.