

STATE OF OREGON
 COUNTY OF JOSEPHINE
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OTTO C. GAITHER
 PATSY BUSBY-GAITHER
 ACE WESTON
 1740 CEDAR FLAT ROAD
 WILLIAMS OR 97544

confirms the right to use the waters of MUNGER CREEK AND HARTLEY RESERVOIR, AS DESCRIBED IN PERMIT R-296, CERTIFICATE ~~2065~~, tributaries to the WEST FORK OF WILLIAMS CREEK for IRRIGATION of 2.3 ACRES.

2063

This right was perfected under Permit S-2142. The date of priority is AUGUST 18, 1914. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.03 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	5 W	WM	4	NW SE	310 FEET SOUTH AND 50 FEET EAST FROM THE CENTER OF SECTION 4

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water lawfully available at the original points of diversion on Munger Creek and Hartley Reservoir, tributary to the West Fork William Creek located in the NWNE and SWNW OF Section 4, Township 39 South, Range 5 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.

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

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
39 S	5 W	WM	4	SW NE	2.3

Prior to October 1, 2011, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Prior to October 1, 2011, the water user shall install and maintain a fish screen or fish by-pass device, as appropriate, at the new point of diversion. The type and plans of the screen or by-pass device must be approved by the Oregon Department of Fish and Wildlife prior to beginning of construction, and shall be installed under the supervision of the Department of Fish and Wildlife.

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 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.

This certificate is issued to correct the names listed on Certificate 85910 issued on November 9, 2009, which approved transfer Application T-10397, and supersedes Certificate 85910, State Record of Water Right Certificates.

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.

WITNESS the signature of the Water Resources Director, affixed DEC 17 2009.


Phillip C. Ward, Director *FW*

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STATE OF OREGON
WATER RESOURCES DEPARTMENT

confirms the right to use the waters of Sevenmile Creek, tributary to Agency Lake, for instream use for conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat and other ecological values.

This right was perfected under Permit S-35790. The date of priority is September 24, 1971. The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed 0.98 cubic foot per second, or its equivalent in case of rotation, measured at the point of diversion, from May 11 through September 30.

The description of the stream reach in which flows are to be maintained is as follows:

From the location of the diversion authorized previously under Certificate 42822, located approximately at:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
33 S	6 E	WM	11	SE SE	150 FEET NORTH AND 960 FEET WEST FROM THE SE CORNER OF SECTION 11

To the mouth of Sevenmile Creek

Water rights upstream of the original point of diversion shall not be subject to regulation for flows in excess of the quantities to which this instream water right is entitled at the original point of diversion.

Within the specified stream reach, the amount of water to which this right is entitled shall not exceed the quantity of water legally available at the original point of diversion.

The instream right established by this transfer shall replace a portion of instream water rights established pursuant to ORS 537.341 or 537.346 and shall be in addition to instream water rights established pursuant to ORS 537.348 or 537.470, unless otherwise specified by a subsequent order establishing a new instream water right.

The right is subject to all other terms and conditions of Certificate 42822, and any related decree.

This certificate is issued to confirm a change in use and place of use approved by an order of the Water Resources Director recorded in Special Order Volume 93, Page 422, approving Transfer T-11375, and together with Certificate 89520 supersedes Certificate 42822, State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director, affixed Sept 18, 2014.



Dwight French, Water Right Services Division Administrator, for
Director, Oregon Water Resources Department

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