

STATE OF OREGON
 COUNTY OF KLAMATH
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LAKE OF THE WOODS RECREATION ASSOCIATION; U.S. FOREST SERVICE
 122 S 5TH ST
 KLAMATH FALLS OR 97601

confirms the right to use the waters of LAKE OF THE WOODS for HUMAN CONSUMPTION (INDOOR USE ONLY: COOKING, DRINKING, AND SANITATION) FOR 39 HOUSEHOLDS

This right was perfected under Permit S-54738. The date of priority is SEPTEMBER 26, 2007. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.18 CUBIC FOOT PER SECOND (CFS) FURTHER LIMITED TO 500 GALLONS PER DAY PER HOUSEHOLD, NOT TO EXCEED 0.005 CFS FROM POINT OF DIVERSION (POD) G5, G4, S3, Q8, Q7, Q3, Q2, Q1, P10, P9, P6, P4, O8, O3, O1, N7, N3, E16, E17, E19, C5, V13, C4, C3, T5, M8, L4, L1, K10, AND K8K9; AND 0.01 CFS FROM POD C11C12C13, V1V10, AND E14E20E21 measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
37 S	5 E	WM	10	SE NE	3	POD G5 - FROM POINT NORTH 03 DEGREES 31 MINUTES EAST, 2149 FEET TO NE CORNER, SECTION 10
37 S	5 E	WM	10	SE NE	3	POD G4 - FROM POINT NORTH 01 DEGREES 55 MINUTES EAST, 2305 FEET TO NE CORNER, SECTION 10
37 S	5 E	WM	10	NE NW	1	POD S3 - FROM POINT NORTH 66 DEGREES 29 MINUTES WEST, 1822 FEET TO NW CORNER, SECTION 10
37 S	5 E	WM	10	NE NW	1	POD Q8 - FROM POINT NORTH 55 DEGREES 39 MINUTES WEST, 2068 FEET TO NW CORNER, SECTION 10
37 S	5 E	WM	10	SE NW	2	POD Q7 - FROM POINT NORTH 52 DEGREES 28 MINUTES WEST, 2155 FEET TO NW CORNER, SECTION 10
37 S	5 E	WM	10	SE NW	2	POD Q3 - FROM POINT NORTH 45 DEGREES 25 MINUTES WEST, 2394 FEET TO NW CORNER, SECTION 10
37 S	5 E	WM	10	SE NW	2	POD Q2 - FROM POINT NORTH 43 DEGREES 16 MINUTES WEST, 2469 FEET TO NW CORNER, SECTION 10
37 S	5 E	WM	10	SE NW	2	POD Q1 - FROM POINT NORTH 41 DEGREES 31 MINUTES WEST, 2544 FEET TO NW CORNER, SECTION 10

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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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 within three months after issuance of the certificate.

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
37 S	5 E	WM	10	SE NW	2	POD P10 - FROM POINT NORTH 38 DEGREES 54 MINUTES WEST, 2660 FEET TO NW CORNER, SECTION 10
37 S	5 E	WM	10	SE NW	2	POD P9 - FROM POINT NORTH 37 DEGREES 41 MINUTES WEST, 2705 FEET TO NW CORNER, SECTION 10
37 S	5 E	WM	10	SE NW	2	POD P6 - FROM POINT NORTH 33 DEGREES 25 MINUTES WEST, 2922 FEET TO NW CORNER, SECTION 10
37 S	5 E	WM	10	NE SW	4	POD P4 - FROM POINT SOUTH 31 DEGREES 19 MINUTES WEST, 3029 FEET TO SW CORNER, SECTION 10
37 S	5 E	WM	10	NE SW	4	POD O8 - FROM POINT SOUTH 36 DEGREES 58 MINUTES WEST, 2465 FEET TO SW CORNER, SECTION 10
37 S	5 E	WM	10	NE SW	4	POD O3 - FROM POINT SOUTH 42 DEGREES 46 MINUTES WEST, 1966 FEET TO SW CORNER, SECTION 10
37 S	5 E	WM	10	SW SW	5	POD O1 - FROM POINT SOUTH 44 DEGREES 54 MINUTES WEST, 1823 FEET TO SW CORNER, SECTION 10
37 S	5 E	WM	10	SW SW	5	POD N7 - FROM POINT SOUTH 56 DEGREES 39 MINUTES WEST, 1470 FEET TO SW CORNER, SECTION 10
37 S	5 E	WM	10	SW SW	5	POD N3 - FROM POINT SOUTH 69 DEGREES 05 MINUTES WEST, 1262 FEET TO SW CORNER, SECTION 10
37 S	5 E	WM	11	SW SW	4	POD E16 - FROM POINT SOUTH 06 DEGREES 05 MINUTES WEST, 901 FEET TO SW CORNER, SECTION 11
37 S	5 E	WM	11	SW SW	4	POD E17 - FROM POINT SOUTH 02 DEGREES 25 MINUTES WEST, 720 FEET TO SW CORNER, SECTION 11
37 S	5 E	WM	11	SW SW	4	POD E19 - FROM POINT SOUTH 08 DEGREES 19 MINUTES WEST, 1197 FEET TO SW CORNER, SECTION 11
37 S	5 E	WM	11	SW SW	4	POD E14E20E21 - FROM POINT SOUTH 08 DEGREES 10 MINUTES WEST, 1228 FEET TO SW CORNER, SECTION 11
37 S	5 E	WM	14	NW NW	1	POD C5 - FROM POINT NORTH 16 DEGREES 01 MINUTES WEST, 815 FEET TO NW CORNER, SECTION 14
37 S	5 E	WM	14	NW NW	1	POD V13 - FROM POINT NORTH 17 DEGREES 07 MINUTES WEST, 1187 FEET TO NW CORNER, SECTION 14
37 S	5 E	WM	14	NW NW	1	POD V1V10 - FROM POINT NORTH 15 DEGREES 54 MINUTES WEST, 1262 FEET TO NW CORNER, SECTION 14
37 S	5 E	WM	14	NW NW	1	POD C11C12C13 - FROM POINT NORTH 04 DEGREES 47 MINUTES WEST, 294 FEET TO NW CORNER, SECTION 14
37 S	5 E	WM	14	NW NW	1	POD C4 - FROM POINT NORTH 16 DEGREES 45 MINUTES WEST, 889 FEET TO NW CORNER, SECTION 14
37 S	5 E	WM	14	NW NW	1	POD C3 - FROM POINT NORTH 17 DEGREES 36 MINUTES WEST, 990 FEET TO NW CORNER, SECTION 14
37 S	5 E	WM	14	SW NW	2	POD T5 - FROM POINT NORTH 04 DEGREES 29 MINUTES WEST, 2226 FEET TO NW CORNER, SECTION 14
37 S	5 E	WM	15	NE NW	1	POD M8 - FROM POINT NORTH 87 DEGREES 00 MINUTES WEST, 1364 FEET TO NW CORNER, SECTION 15
37 S	5 E	WM	15	SE NW	2	POD L4 - FROM POINT NORTH 44 DEGREES 22 MINUTES WEST, 2033 FEET TO NW CORNER, SECTION 15
37 S	5 E	WM	15	SE NW	2	POD L1 - FROM POINT NORTH 37 DEGREES 20 MINUTES WEST, 2277 FEET TO NW CORNER, SECTION 15
37 S	5 E	WM	15	SE NW	2	POD K10 - FROM POINT NORTH 35 DEGREES 44 MINUTES WEST, 2367 FEET TO NW CORNER, SECTION 15
37 S	5 E	WM	15	SE NW	2	POD K8K9 - FROM POINT NORTH 32 DEGREES 54 MINUTES WEST, 2539 FEET TO NW CORNER, SECTION 15

A description of the place of use is as follows:

HUMAN CONSUMPTION							
Twp	Rng	Mer	Sec	Q-Q	GLot	POD ID	LOT ID
37 S	5 E	WM	10	SE NE	3	G4	G4
37 S	5 E	WM	11	SW NW	2	G4	G4
37 S	5 E	WM	10	SE NE	3	G5	G5
37 S	5 E	WM	11	SW NW	2	G5	G5
37 S	5 E	WM	10	NE NW	1	S3	S3
37 S	5 E	WM	10	NW NW	1	S3	S3
37 S	5 E	WM	10	NE NW	1	Q8	Q8
37 S	5 E	WM	10	NW NW	1	Q8	Q8
37 S	5 E	WM	10	NE NW	1	Q7	Q7
37 S	5 E	WM	10	NW NW	1	Q7	Q7
37 S	5 E	WM	10	SW NW	2	Q7	Q7
37 S	5 E	WM	10	SE NW	2	Q7	Q7
37 S	5 E	WM	10	SW NW	2	Q3	Q3
37 S	5 E	WM	10	SE NW	2	Q3	Q3
37 S	5 E	WM	10	SW NW	2	Q2	Q2
37 S	5 E	WM	10	SE NW	2	Q2	Q2
37 S	5 E	WM	10	SW NW	2	Q1	Q1
37 S	5 E	WM	10	SE NW	2	Q1	Q1
37 S	5 E	WM	10	SW NW	2	P10	P10
37 S	5 E	WM	10	SE NW	2	P10	P10
37 S	5 E	WM	10	SW NW	2	P9	P9
37 S	5 E	WM	10	SE NW	2	P9	P9
37 S	5 E	WM	10	SW NW	2	P6	P6
37 S	5 E	WM	10	SE NW	2	P6	P6
37 S	5 E	WM	10	NE SW	4	P4	P4
37 S	5 E	WM	10	NW SW	4	P4	P4
37 S	5 E	WM	10	NE SW	4	O8	O8
37 S	5 E	WM	10	NW SW	4	O8	O8
37 S	5 E	WM	10	NW SW	4	O3	O3
37 S	5 E	WM	10	SW SW	5	O1	O1
37 S	5 E	WM	10	SW SW	5	N7	N7
37 S	5 E	WM	10	SW SW	5	N3	N3
37 S	5 E	WM	11	SW SW	4	E14E20E21	E14
37 S	5 E	WM	11	SW SW	4	E14E20E21	E20
37 S	5 E	WM	11	SW SW	4	E14E20E21	E21
37 S	5 E	WM	11	SW SW	4	E19	E19
37 S	5 E	WM	11	SW SW	4	E16	E16
37 S	5 E	WM	11	SW SW	4	E17	E17
37 S	5 E	WM	14	NW NW	1	C11C12C13	C11
37 S	5 E	WM	14	NW NW	1	C11C12C13	C12
37 S	5 E	WM	14	NW NW	1	C11C12C13	C13
37 S	5 E	WM	14	NW NW	1	C5	C5
37 S	5 E	WM	14	NW NW	1	C4	C4
37 S	5 E	WM	14	NW NW	1	C3	C3
37 S	5 E	WM	14	NW NW	1	V1V10	V1
37 S	5 E	WM	14	NW NW	1	V1V10	V10
37 S	5 E	WM	14	NW NW	1	V13	V13
37 S	5 E	WM	14	SW NW	2	T5	T5

HUMAN CONSUMPTION							
Twp	Rng	Mer	Sec	Q-Q	GLot	POD ID	LOT ID
37 S	5 E	WM	15	NW NW	1	M8	M8
37 S	5 E	WM	15	SW NW	2	L4	L4
37 S	5 E	WM	15	SE NW	2	L4	L4
37 S	5 E	WM	15	SW NW	2	L1	L1
37 S	5 E	WM	15	SE NW	2	L1	L1
37 S	5 E	WM	15	SW NW	2	K10	K10
37 S	5 E	WM	15	SE NW	2	K10	K10
37 S	5 E	WM	15	SW NW	2	K8K9	K8
37 S	5 E	WM	15	SE NW	2	K8K9	K8
37 S	5 E	WM	15	SW NW	2	K8K9	K9
37 S	5 E	WM	15	SE NW	2	K8K9	K9

Measurement, recording and reporting conditions:

- A. The water user shall maintain, in good working order, a totalizing flow meter or other suitable measuring device as approved by the Director at each point of diversion.
- B. The water user shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- C. The water user shall allow the watermaster access to the meter or measuring device; provided however, where any meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the water user to submit alternative measuring and reporting procedures for review and approval.

Notwithstanding that Oregon Department of Fish and Wildlife has made a determination that fish screens and/or by-pass devices are not necessary at this time, the water user may be required in the future to install, maintain, and operate fish screening and/or by-pass devices to prevent fish from entering the diversion, and to provide adequate upstream and downstream passage for fish.

The water user shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the water user has requested and been granted a fish passage waiver by the Oregon Fish and Wildlife Commission. The water user is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator, before beginning construction of any in-channel obstruction.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to the agreement.

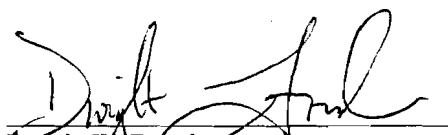
The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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.

Issued APR 08 2013



Dwight W. French
Water Right Services Administrator, for
Phillip C. Ward, Director
Water Resources Department