

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 SUN CREEK, TRIBUTARY TO WOOD RIVER, 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 confirmed by decree of the Circuit Court of the State of Oregon for Klamath County, and the said decree entered of record at Salem, in the Order Record of the State Engineer, in volume 12, at page 269. The date of priority is 1895. The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed:

Instream Rate (cfs)	Instream Period
1.96	April 1 through June 30
1.67	July 1 through July 19
1.63	July 20 through September 30

or its equivalent in case of rotation, measured at the point of diversion.

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

From the location of the diversion located approximately at:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
32 S	7.5 E	WM	33	NW NW	302 FEET SOUTH AND 17 FEET EAST FROM THE NW CORNER OF SECTION 33

To the mouth of Sun Creek at the confluence with the Wood River at River Mile 0.0.

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 10902, and any related decree.

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 confirm a change in use and place of use approved by an order of the Water Resources Director recorded in Special Order Volume 105, Page 528, approving Transfer T-12400, and along with Certificate 93129 supersedes Certificate 10902, State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director, affixed AUG 04 2017



Dwight French, Water Right Services Division Administrator, for
Thomas M. Byler, Director, Oregon Water Resources Department