

03 DEC 10 PM 1:06

After recording return to:

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Vol M03 Page 90209

State of Oregon, County of Klamath
Recorded 12/10/03 1:06 P m
Vol M03 Pg 90209-10
Linda Smith, County Clerk
Fee \$ 26.00 # of Pgs 2

WATER DELIVERY EASEMENT

26A

AFFIDAVIT

STATE OF OREGON,)
) ss.
 County of Klamath.)

I, Harry Clarkson, being first duly sworn, depose and say:

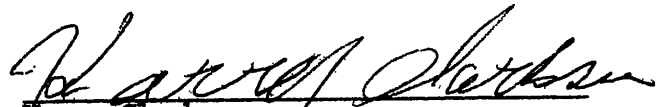
That I am a resident and inhabitant of the Klamath Marsh area through which the upper Williamson River flows, and I am a member of the Klamath Indian Tribe,

That I have been in and around the Klamath Marsh area since the year, 1910, either as an employee of other ranchers in that area or ranching on my own behalf which I now do.

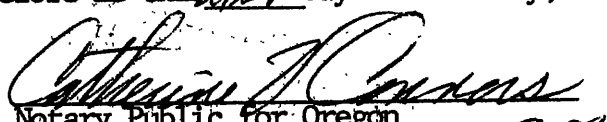
My ranching operation is located in S. 27, T. 33 S., R. 8, E. W. M., or four miles more or less in an easterly direction from the reef at Kirk which is located in S. 1, T. 33 S., R. 7, E. W. M.

That the reef at Kirk is a natural water barrier that regulates the maximum high water level of the Klamath Marsh area, this happening by the means that as the upper Williamson River and its small tributaries flow into the Klamath Marsh area, thusly filling the area to a certain level with water, the water naturally overflows at the reef.

That the reef at Kirk is in its natural state of being at the present time, and there is no indication that the reef has ever been altered in any way.


 Harry Clarkson

SUBSCRIBED and sworn to before me this 21st day of February, 1980.


 Notary Public for Oregon
 My Commission Expires: 5-19-81