

STATE OF OREGON

COUNTY OF

JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, *That*RUSSMAR COMPANY, Jack Russell
c/o Cascade Cattle Company

1155 S. Fk. Little Butte Creek Rd
of Eagle Point, State of OR 97524, has made
proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of
West Fork Lake Creek, East Forks Lake Creek and Lake Creek Reservoir
constructed under Permit R-3232
a tributary of Little Butte Creek for the purpose of
irrigation of 836.0 acres

under Permit No. 28688 and that said right to the use of said waters has been perfected in
accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from
April 18, 1963
that the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed
10.45 cubic feet per second; being 5.25 cfs from West Fork & 5.20 cfs from East
Fork

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the SW 1/4 NE 1/4, Section 17, SW 1/4 SE 1/4,
Section 6, T37S, R2E, WM; 2340 feet South and 2750 feet East from NW corner
Section 17; 440 feet North and 850 feet East from S 1/4 corner Section 6.

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second
per acre, or its equivalent for each acre irrigated from direct
flow and shall be further limited to a diversion of not to exceed 4.5
acre-feet per acre for each acre irrigated during the irrigation season of
each year from direct flow and storage, provided further that the right to use
of direct flow shall be limited to the period when the flow of the Rogue River
is more than 1000 cfs immediately above Savage Rapids Dam, more than 1000 cfs
at Raygold, and more than 735 cfs at its mouth and the flow of Little Butte
Creek is more than 31 cfs at its mouth, and shall
conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right
is appurtenant, is as follows:

SEE NEXT PAGE

0.4 acre SE 1/4 NE 1/4
0.1 acre NE 1/4 SE 1/4
0.1 acre SE 1/4 SE 1/4
Section 23

3.4 acres SW 1/4 NE 1/4
2.8 acres SE 1/4 NE 1/4
12.0 acres NE 1/4 NW 1/4
17.0 acres NW 1/4 NW 1/4
36.0 acres SW 1/4 NW 1/4
31.0 acres SE 1/4 NW 1/4
33.7 acres NE 1/4 SW 1/4
26.8 acres NW 1/4 SW 1/4
34.4 acres SW 1/4 SW 1/4
24.5 acres SE 1/4 SW 1/4
24.6 acres NE 1/4 SE 1/4
24.0 acres NW 1/4 SE 1/4
12.0 acres SW 1/4 SE 1/4
29.5 acres SE 1/4 SE 1/4
Section 24

32.0 acres NE 1/4 NE 1/4
5.4 acres NW 1/4 NE 1/4
25.2 acres SW 1/4 NE 1/4
28.0 acres SE 1/4 NE 1/4
2.7 acres SE 1/4 NW 1/4
9.7 acres NE 1/4 SW 1/4
23.5 acres SE 1/4 SW 1/4
19.2 acres NE 1/4 SE 1/4
30.5 acres NW 1/4 SE 1/4
15.0 acres SW 1/4 SE 1/4
2.3 acres SE 1/4 SE 1/4
Section 25

7.4 acres NE 1/4 NE 1/4
29.8 acres NW 1/4 NE 1/4
5.4 acres SW 1/4 NE 1/4
12.0 acres SE 1/4 NE 1/4
14.5 acres NE 1/4 NW 1/4
Section 36
Township 36 South, Range 1 East, WM

16.2 acres SE 1/4 SW 1/4
24.3 acres SW 1/4 SE 1/4
Section 19

1.6 acres NE 1/4 NE 1/4
21.9 acres NW 1/4 NE 1/4
24.0 acres SW 1/4 NE 1/4
15.5 acres NW 1/4 NW 1/4
4.4 acres SW 1/4 NW 1/4
9.0 acres NW 1/4 SW 1/4
5.5 acres SW 1/4 SW 1/4
Section 30

12.8 acres NE 1/4 NW 1/4
31.8 acres NW 1/4 NW 1/4
0.6 acre SW 1/4 NW 1/4
4.6 acres NE 1/4 SW 1/4
9.5 acres SW 1/4 SW 1/4
30.5 acres SE 1/4 SW 1/4
0.6 acre NW 1/4 SE 1/4
9.0 acres SW 1/4 SE 1/4
Section 31
Township 36 South, Range 2 East, WM

6.5 acres Lot 2 (NW 1/4 NE 1/4)
19.3 acres Lot 3 (NE 1/4 NW 1/4)
13.5 acres Lot 4 (NW 1/4 NW 1/4)
Section 6
Township 37 South, Range 1 East, WM

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described. and is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. April 24, 1987

/s/ William H. Young
.....
Water Resources Director