

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

KARL M. BYERS, SR.,
of ROUTE 1, BOX 72, ROGUE RIVER, OREGON 97537, has a right to the use
of the waters of EVANS CREEK, a tributary of ROGUE RIVER, for the
purpose of IRRIGATING 13.8 ACRES.

The right has been perfected under Permit 21437. The date of priority
is MAY 27, 1952. The right is limited to not more than 0.17 CUBIC
FOOT PER SECOND or its equivalent in case of rotation, measured at the
point of diversion from the source.

The point of diversion is located as follows:

NW 1/4 SE 1/4, SECTION 11, T 35 S, R 4 W, W.M.

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 and shall be further limited to a
diversion of not to exceed 4 1/2 acre-feet per acre for each acre
irrigated during the irrigation season of each year.

The right 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, and to which such
right is appurtenant, is as follows:

NW 1/4 SE 1/4 13.8 ACRES
SECTION 11
TOWNSHIP 35 SOUTH, RANGE 4 WEST, W.M.

This certificate describes that portion of the water right confirmed
by certificate 51583, VOLUME 46, State Record of Water Right
Certificates, NOT modified by the provisions of orders of the water
Resources Director entered MAY 23, 1983 AND MAY 18, 1988.

The issuance of this superseding certificate does not confirm the
status of the water right in regard to the provisions of ORS 540.610
pertaining to forfeiture or abandonment.

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. The right
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 AUGUST 18, 1988.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 57571

21437