

STATE OF OREGON  
COUNTY OF JACKSON  
CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that RUSSMAR COMPANY, of 1155 SOUTH FORK BUTTE CREEK, EAGLE POINT, OREGON 97524, has a right to the use of the waters of NORTH FORK LITTLE BUTTE CREEK, A TRIBUTARY OF LITTLE BUTTE CREEK, for the purpose of IRRIGATION OF 108.5 ACRES.

The right has been perfected under Permit 33060. The date of priority is JANUARY 19, 1967. The right is limited to not more than 1.36 CUBIC FEET PER SECOND, WHEN AVAILABLE AND ANY DEFICIENCY IN THE AVAILABLE SUPPLY OF WATER FROM NORTH FORK LITTLE BUTTE CREEK TO BE OBTAINED ON AN EQUAL EXCHANGE BASIS BY RELEASE OF WATER FROM LAKE CREEK RESERVOIR, OSBORNE CREEK RESERVOIR AND ENLARGEMENT OF BRADSHAW RESERVOIR, CONSTRUCTED UNDER PERMITS R-3232, R-3424, AND R-4747, ACTUAL USE OF WATER UNDER THIS RIGHT WILL BE FROM NORTH FORK LITTLE BUTTE CREEK WITH AN EQUAL AMOUNT (AS DETERMINED BY THE WATERMASTER) OF EXCHANGE WATER RELEASED FROM THE RESERVOIRS TO LITTLE BUTTE CREEK FOR USE BY THE PARTIES ENTITLED TO THE WATER DIVERTED FOR IRRIGATION OF LANDS DESCRIBED HEREIN or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW1/4 NE1/4, SECTION 21, T36S, R2E, WM; 346 FEET NORTH & 330 FEET EAST FROM CENTER SECTION 21.

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 4.5 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:

35.0 ACRES NE1/4 NE1/4  
32.5 ACRES NW1/4 NE1/4  
25.0 ACRES SE1/4 NE1/4  
16.0 ACRES NE1/4 NW1/4  
SECTION 19  
TOWNSHIP 36 SOUTH, RANGE 2 EAST, W.M.

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 OCTOBER 10, 1988.

/s/ WILLIAM E. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 57753

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