

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

EDWARD W. EARNEST
725 SOUTH GRAPE STREET
MEDFORD, OREGON 97501

confirms the right to use the waters of SOUTH FORK LITTLE BUTTE CREEK AND PHIPPS RANCH RESERVOIR, CONSTRUCTED UNDER PERMIT R-8265, a tributary of LITTLE BUTTE CREEK, for the purpose of TEMPERATURE CONTROL.

The right has been perfected under Permit 45723. The date of priority is JULY 25, 1980. The right is limited to not more than 3.4 CUBIC FEET 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:

NE 1/4 SE 1/4, SECTION 29, T 36 S, R 2 E, W.M.; 600 FEET SOUTH AND 525 FEET WEST FROM THE E 1/4 CORNER OF SECTION 29.

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:

NE 1/4 SW 1/4 28.5 ACRES
NW 1/4 SW 1/4 31.6 ACRES
SECTION 5
TOWNSHIP 37 SOUTH, RANGE 1 WEST, 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 MAY 6, 1991.

/s/ WILLIAM H. YOUNG
William H. Young

Recorded in State Record of Water Right Certificates numbered 65713.

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