

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FRYER DITCH ASSOCIATION
EAGLE POINT, OREGON 97524

confirms the right to use the waters of LITTLE BUTTE CREEK, a tributary of the ROGUE RIVER, for IRRIGATION OF 71.18.

This right was confirmed by decree of the Circuit Court of the State of Oregon for JACKSON County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 14, at Page 498.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.813 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source, from April 1 to October 31 of each year.

A description of the place of use to which this right is appurtenant is as follows:

DATE OF PRIORITY	CFS	ACRES	PLACE OF USE		
JANUARY 31, 1870	0.240	10.49	TRACT 3 - SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.70 ACRE AND NW $\frac{1}{4}$ SE $\frac{1}{4}$		
			TRACT 4 - NE $\frac{1}{4}$ SW $\frac{1}{4}$ 4.42 ACRES AND NW $\frac{1}{4}$ SE $\frac{1}{4}$		
			TRACT 5 - NE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.50 ACRE		
			TRACT 6 - SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.25 AND NW $\frac{1}{4}$ SE $\frac{1}{4}$		
			TRACT 8 - NE $\frac{1}{4}$ SW $\frac{1}{4}$ 1.93 ACRES		
			TRACT 9 - NE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.85 ACRE		
			TRACT 10 - SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.25 ACRE AND NW $\frac{1}{4}$ SE $\frac{1}{4}$		
			TRACT 11 - SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.70 ACRE AND NW $\frac{1}{4}$ SE $\frac{1}{4}$		
			TRACT 12 - SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.23 ACRE		
			TRACT 13 - SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.46 ACRE		
			TRACT 15 - SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.20 ACRE SECTION 3		
			0.24	9.65	TRACT 16 - SE $\frac{1}{4}$ SW $\frac{1}{4}$ 9.65 ACRES AND NE $\frac{1}{4}$ SW $\frac{1}{4}$ SECTION 3
			0.30	12.0	TRACT 28 - NW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.00 ACRE
					TRACT 29 - NW $\frac{1}{4}$ SE $\frac{1}{4}$ 2.00 ACRES
					TRACT 30 - NW $\frac{1}{4}$ SE $\frac{1}{4}$ 9.0 ACRES AND NE $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 3
0.04	1.3	TRACT 31 - SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.40 ACRE SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.70 ACRE NW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.20 ACRE SECTION 3			
		TRACT 32 - NE $\frac{1}{4}$ SW $\frac{1}{4}$ 5.00 ACRES SECTION 3			
		TRACTS 33 - 37 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 4.60 ACRE NW $\frac{1}{4}$ SW $\frac{1}{4}$ AND SE $\frac{1}{4}$ SW $\frac{1}{4}$ SECTION 3			

DATE OF PRIORITY	CFS	ACRES	PLACE OF USE
	0.01	0.54	TRACT 38 - Now Block 2, Fryer's Addition to Eagle Point, more explicitly describe as 0.32 acre within Lots 1 & 2 and adjacent portion of 9th St., Block 2, Fryer's addition to Eagle Point, appurtenant to: SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.14 ACRE NW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.18 ACRE AND 0.22 acre within Lot 2 and adjoining portion of alley along northwesterly edge, Block 2, Fryer's Addition to Eagle Point, appurtenant to: NE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.03 ACRE NW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.19 ACRE SECTION 3
	0.03	1.0	TRACT 39 - NE $\frac{1}{4}$ SW $\frac{1}{4}$ SECTION 3 1.00 ACRE
1885	0.072	2.71	TRACT 1 AND 2 NW $\frac{1}{4}$ NW $\frac{1}{4}$ SECTION 2 2.71 ACRES AND NE $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 3
1907	0.13	5.0	TRACTS 19 - 27 NE $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 3 5.00 ACRES
1908	0.131	5.25	TRACT 17 - SE $\frac{1}{4}$ SW $\frac{1}{4}$ 1.75 ACRES SW $\frac{1}{4}$ SW $\frac{1}{4}$ 3.50 ACRES SECTION 3
	0.05	2.0	TRACT 30 - NE $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 3 2.00 ACRES
	0.29	11.64	TRACTS 41 - 47 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.22 ACRE AND 49 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 2.00 ACRES SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.40 ACRE NE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.50 ACRE NE $\frac{1}{4}$ SW $\frac{1}{4}$ 1.15 ACRES NW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.50 ACRE SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.47 ACRE NW $\frac{1}{4}$ SE $\frac{1}{4}$ 4.80 ACRES SE $\frac{1}{4}$ NE $\frac{1}{4}$ 0.40 ACRE NE $\frac{1}{4}$ SE $\frac{1}{4}$ 1.20 ACRES SECTION 3

TOWNSHIP 36 SOUTH, RANGE 1 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 46674, State Record of Water Right Certificates, NOT modified by the provisions of an orders of the Water Resources Director, entered July 20, 1983, approving Transfer Application 5269, and entered DEC 22 1997, approving Transfer Application 7663.

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 and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director,
affixed DEC 22 1997.

/s/ MARTHA O. PAGEL

Martha O. Pagel, Director

Cancelled Sp. Or. Vol. 52 p. 1048

Superseded by
Cert. No. 75893
Superseded 75893

Recorded in State Record of Water Right Certificates numbered 75430.

T-7663.LHN