STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

EDGAR B. BARRON ASHLAND, OR 97520

confirms the right to use the waters of HILL CREEK, a tributary of EMIGRANT CREEK, for Tract No. 1 and SLIDE GULCH, a tributary of HILL CREEK, for Tract No. 2 for the purpose of IRRIGATION OF 49.01 ACRES, DOMESTIC AND STOCK USE for Tract No. 1, and DEVELOPMENT OF 10 HORSEPOWER AND DOMESTIC for Tract No. 2.

The right was confirmed by decree of the Circuit Court of the State of Oregon for Jackson County, and said decree entered of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 4, at page 1; the priority of the right dates from 1851 for Tract No. 1 and January, 1909 for Tract No. 2..

The amount of water to which such right is entitled for the purpose aforesaid is limited to an amount actually beneficially used for said purpose and shall not exceed 0.617 CUBIC FOOT PER SECOND for irrigation of 49.01 acres, domestic and stock use for Tract No. 1, and 1.00 CUBIC FOOT PER SECOND for development of 10 horsepower and domestic use for Tract No. 2.

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

NE¹/₄ NE¹/₄ 16.16 Acres NW¹/₄ NE¹/₄ 16.85 Acres SE¹/₄ NE¹/₄ 16.00 Acres Section 5

Tract No. 1

SE¹/₄ NE¹/₄ Section 5

Tract No. 2

Township 40 South, Range 2 East, W.M.

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

Said right shall be subject to all other conditions and limitations contained in said decree.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use herein described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed

OCT 23 1998

/5/ Ton Paul (for)
Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 75771

C15943.GLB