

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 70.98 ACRES.

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 1.808 CUBIC FEET 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 $\frac{1}{4}$ AND NW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.70 ACRE			
			TRACT 4 - NE $\frac{1}{4}$ SW $\frac{1}{4}$ AND NW $\frac{1}{4}$ SE $\frac{1}{4}$ 4.42 ACRES			
			TRACT 5 - NE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.50 ACRE			
			TRACT 6 - SW $\frac{1}{4}$ NE $\frac{1}{4}$ AND NW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.25			
			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 $\frac{1}{4}$ AND NW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.25 ACRE			
			TRACT 11 - SW $\frac{1}{4}$ NE $\frac{1}{4}$ AND NW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.70 ACRE			
			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 $\frac{1}{4}$ AND NE $\frac{1}{4}$ SW $\frac{1}{4}$ 9.65 ACRES
						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 $\frac{1}{4}$ AND NE $\frac{1}{4}$ SE $\frac{1}{4}$ 9.0 ACRES			
			SECTION 3			
	0.04	1.3	TRACT 31 - SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.40 ACRE 0.70 ACRE 0.20 ACRE			
			SECTION 3			
	0.13	5.0	TRACT 32 - NE $\frac{1}{4}$ SW $\frac{1}{4}$ 5.00 ACRES			
			SECTION 3			
	0.12	4.6	TRACTS 33 - 37 NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ AND SE $\frac{1}{4}$ SW $\frac{1}{4}$ 4.60 ACRE			
			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	0.067	2.51	TRACT 1 AND 2 NW $\frac{1}{4}$ NW $\frac{1}{4}$ SECTION 2 2.51 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 75430, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered NOV 23 1998, approving Transfer Application 7823.

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 NOV 23 1998.

/s/ Tom Paul (for)  
Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 75893

T-7823.PKS

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