

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JAMES C. LUCE
ROUTE 1 BOX 336
EAGLE POINT, OREGON 97524

confirms the right to use the waters of SPRING AND SIDE CHANNEL OF ROGUE RIVER, a tributary of the PACIFIC OCEAN, for IRRIGATION OF 59.7 ACRES AND DOMESTIC USE OF FOUR FAMILIES AND STOCK.

This right was perfected under Permit 26751. The date of priority is MAY 3, 1960. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.76 CUBIC FOOT PER SECOND; BEING 0.74 CFS FROM ROGUE RIVER FOR IRRIGATION, 0.01 CFS FROM SPRING FOR DOMESTIC USE AND 0.01 CFS FROM SPRING FOR STOCK USE or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 29, LOT 5 (SE $\frac{1}{4}$ SW $\frac{1}{4}$), SECTION 20,
T 35 S, R 1 W, W.M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 $\frac{1}{2}$ acre-feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right to the use of water is limited to the period when the flow of the Rogue River is more than 1000 cubic feet per second (cfs) at Raygold, more than 1000 cfs immediately above Savage Rapids Dam and more than 735 cfs at its mouth.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

LOT 5 (SE $\frac{1}{4}$ SW $\frac{1}{4}$)	DOMESTIC THREE FAMILIES
LOT 3 (NW $\frac{1}{4}$ SE $\frac{1}{4}$) 2.0 ACRES	
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 6.2 ACRES	ONE DOMESTIC AND STOCK
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 9.7 ACRES	
SECTION 20	

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 10.0 ACRES	STOCK
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 26.3 ACRES	
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 4.5 ACRES	
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 1.0 ACRE	
SECTION 29	

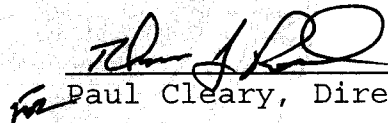
TOWNSHIP 35 SOUTH, RANGE 1 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 32443, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered DEC 16 2002, approving Transfer Application 8775.

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.

WITNESS the signature of the Water Resources
Director, affixed DEC 16 2002.


Paul Cleary, Director

Recorded in State Record of Water Right Certificates numbered 79746.