

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOHN M. SCHUSTER
MARION M. SCHUSTER
JAMES E. SCHUSTER
3016 SOUTHWOOD DRIVE
PHILOMATH, OREGON 97370

confirms the right to use the waters of AN UNNAMED STREAM, a tributary of EAGLE CREEK, for POWER DEVELOPMENT (HYDRAULIC RAM AND BANKIE TURBINE), MINING, AND DOMESTIC USE FOR ONE FAMILY AND FOR 6 CAMPSITES.

This right was perfected under Permit 47513. The date of priority is JULY 7, 1982 FOR 0.035 CUBIC FOOT PER SECOND (CFS) OF WATER FOR MINING AND 0.01 CFS FOR DOMESTIC USE; FEBRUARY 22, 1983 FOR 0.013 CFS FOR OPERATION OF HYDRAULIC RAM; APRIL 28, 1983 FOR 1.94 CFS FOR OPERATION OF BANKIE TURBINE. This right is limited to 1.998 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SE 1/4 SE 1/4, SECTION 20, TOWNSHIP 6 SOUTH, RANGE 43 EAST, W.M.
560 FEET NORTH AND 280 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 20; AND

SE 1/4 SE 1/4, SECTION 20, TOWNSHIP 6 SOUTH, RANGE 43 EAST, W.M.,
590 FEET NORTH AND 80 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 20.

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:

SE 1/4 SE 1/4
SECTION 20

SW 1/4 SW 1/4
SECTION 21

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

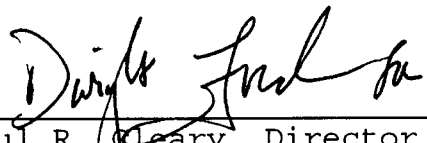
NW 1/4 NW 1/4
SW 1/4 NW 1/4
SECTION 28

NE 1/4 NE 1/4
SE 1/4 NE 1/4
SECTION 29

TOWNSHIP 6 SOUTH, RANGE 43 EAST, 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 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.

Issued July 1, 2003



Paul R. Cleary, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 80330.

63747.LMT