

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LITTLE BUTTE IRRIGATION COMPANY
P.O. BOX 234
EAGLE POINT, OREGON 97524

confirms the right to use the waters of LITTLE BUTTE CREEK, a tributary of the ROGUE RIVER, for 476.77 ACRES OF IRRIGATION, DOMESTIC AND STOCK USE AND 26.20 ACRES OF IRRIGATION.

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 date of priority is 1883 for 474.80 acres and 1908 for 28.17 acres.

This right is limited to an amount of water actually beneficially used for said purposes, and shall not exceed 9.02 cubic feet per second for priority 1883 and 0.56 cubic foot per second for priority 1908; measured at the head of the ditch or the point where the same leaves the natural stream, from April 1st to October 1st of each year. The right to use any of said waters for domestic and stock purposes shall be limited to those rights specifically authorized for such use and shall continue throughout the year, in an amount as is reasonably necessary for such purposes, not exceeding the quantity herein limited.

The quantity of water diverted for domestic and stock purposes shall not exceed ONE-FORTIETH of a second foot for each authorized water right holder having one hundred head of stock or less; and in excess of one hundred head of stock, each authorized water right holder having a right therefor shall be entitled to divert ONE-FORTIETH of one second foot for each additional hundred head of stock; but during the irrigation season as herein limited, the quantity diverted by each water right holder for irrigation purposes in the amount to which he is entitled to divert the same, shall include the water to which he is entitled for stock and domestic purposes.

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

The points of diversion are located as follows:

- 1) SW¼ SE¼, SECTION 31, T 35 S, R 1 E, W.M.; 560 FEET NORTH AND 2990 FEET EAST FROM SW CORNER, SECTION 31.
- 2) SW¼ SE¼, SECTION 36, T 35 S, R 1 W, W.M.; 400 FEET NORTH AND 775 FEET EAST FROM S¼ CORNER, SECTION 36.
- 3) Lot 1 (NW¼ NW¼), SECTION 2, T 36 S, R 1 W, W.M.; 2245 FEET NORTH AND 375 FEET EAST FROM W¼ CORNER, SECTION 2.
- 4) SE¼ NE¼ (Cameron DLC 45), SECTION 3, T 36 S, R 1 W, W.M.; 1100 FEET NORTH AND 780 FEET WEST FROM E¼ CORNER, SECTION 3.
- 5) SW¼ SE¼, SECTION 36, T 35 S, R 1 W, W.M.; 290 FEET NORTH AND 1025 FEET EAST FROM S¼ CORNER, SECTION 36.
- 6) NE¼ SW¼, SECTION 3, T 36 S, R 1 W, W.M.; 1208 FEET SOUTH AND 645 FEET WEST FROM CENTER ¼ CORNER, SECTION 3.
- 7) SW¼ SE¼, SECTION 36, T 35 S, R 1 W, W.M.; 475 FEET NORTH AND 525 FEET EAST FROM S¼ CORNER, SECTION 36.

A description of the place of use to which this right is appurtenant is as follows: I* denotes IRRIGATION, STOCK AND DOMESTIC. IR denotes IRRIGATION.

POD #1

Priority date: 1883

<u>Tax Lot</u>	<u>DLC Lot</u>	<u>QQ</u>	<u>Acres</u>	<u>Owner</u>	<u>Use</u>
1400		SENE	2.00	HOUSE, CAROLINE	I*

<u>Tax Lot</u>	<u>DLC Lot</u>	<u>QQ</u>	<u>Acres</u>	<u>Owner</u>	<u>Use</u>
1204		NESW	1.00	EASTMAN, MAXINE	I*
2100		SWSW	3.00	LONG, JOHN R.	I*
2101		SWSW	2.00	CHAMBERLAIN, DALE/El	I*
		SWSW	5.00		
1700		SWSE	5.70	EAGLE POINT SCH. DIST	I*
1800		SWSE	0.50	CHAMBERLAIN, DICK	I*
		SWSE	6.20		
1700		SESE	12.30	EAGLE POINT SCH. DIST.	I*

SECTION 34
TOWNSHIP 35 S, RANGE 1 W, W.M.

<u>Tax Lot</u>	<u>DLC Lot</u>	<u>QQ</u>	<u>Acres</u>	<u>Owner</u>	<u>Use</u>
400	38	SENE	1.50	DEUPREE, PHIL	I*
401	38	SENE	1.10	DEUPREE, PHIL	I*

		SENE	2.60		
301	4	SWNW	5.00	LOWN, LONZO/JOAN	I*
306	4	SWNW	12.00	HOUSE, CAROLINE	I*
308	4	SWNW	5.00	BEAGLE, JAMES	I*

		SWNW	22.00		
500	39	NESW	5.90	HUBBARD, JIM	I*
800	39	NESW	20.00	LEONARDO, FRANK	I*
900	39	NESW	4.00	BROOKINS, JIM/ANN	I*
1000	39	NESW	1.90	BROOKINS, JIM/ANN	I*
1100	39	NESW	.10	BROOKINS, JIM/ANN	I*

		NESW	31.90		
306		NWSW	1.00	HOUSE, CAROLINE	I*
700		NWSW	2.00	LEONARDO, FRANK	I*

		NWSW	3.00		
1500		SWSW	1.00	CHAMBERLAIN, GENE	I*
1827		SWSW	3.00	CHAMBERLAIN, DICK	I*

		SWSW	4.00		

SECTION 35
TOWNSHIP 35 S, RANGE 1 W, W.M.

500	39	SESW	.10	HUBBARD, JIM	I*
800	39	SESW	1.00	LEONARDO, FRANK	I*
1000	39	SESW	.10	BROOKINS, JIM/ANN	I*
1100	39	SESW	2.90	BROOKINS, JIM/ANN	I*
1200	39	SESW	7.00	LEONARDO, GARY	I*
1400	39	SESW	4.00	BURNS, HARRY	I*
1500	39	SESW	1.00	BURNS, HARRY	I*
1600	39	SESW	.50	TOOKER, AMY LOU	I*
1700	39	SESW	1.80	ROBISON, CLYDE	I*
1800	3	SESW	.20	GONSALVES, S.	I*
1900	3	SESW	1.00	SHAPIRO, SANDRA	I*
2000	3	SESW	3.00	NELSON, MARK	I*
2100	3	SESW	3.00	BROWN, JOEL	I*
2201	3	SESW	1.00	BARROW, HELEN	I*
2300	3	SESW	3.00	AITKEN, FRANCIS	I*
2400	3	SESW	.90	SNOW, JOHN	I*

		SESW	30.50		
2800	39	NESE	2.00	LANSBURGH, LARRY	I*
400	38	NESE	5.00	DEUPREE, PHIL	I*

<u>Tax Lot</u>	<u>DLC Lot</u>	<u>QQ</u>	<u>Acres</u>	<u>Owner</u>	<u>Use</u>
401	38	NESE	1.00	DEUPREE, PHIL	I*
1400	38	NESE	15.00	LANSBURGH, LARRY	I*

		NESE	23.00		
500	39	NWSE	32.50	HUBBARD, JIM	I*
1400	39	NWSE	.10	BURNS, HARRY	I*
2600	39	NWSE	3.00	HAMMONDS, DAVID/KAREN	I*

		NWSE	35.60		
1400	39	SWSE	4.90	BURNS, HARRY	I*
2400		SWSE	.10	SNOW, JOHN	I*
2500	39	SWSE	.50	DAHACK, ED	I*
2800	39	SWSE	8.38	LANSBURGH, LARRY	I*

		SWSE	13.88		
2800	39	SESE	5.80	LANSBURGH, LARRY	I*
1400	38	SESE	5.00	LANSBURGH, LARRY	I*

		SESE	10.80		

SECTION 35
TOWNSHIP 35 S, RANGE 1 W, W.M.

401	38	SWNW	10.00	DEUPREE, PHIL	I*
401		SENW	5.00	DEUPREE, PHIL	I*
401	38	SENW	3.60	DEUPREE, PHIL	I*

		SENW	8.60		
401	38	NESW	1.70	DEUPREE, PHIL	I*
401	38	NESW	3.40	DEUPREE, PHIL	I*
1100		NESW	6.00	CRAIN, BARBARA	I*
1204		NESW	3.00	WITTINGTON, W.H., K.	I*
1207		NESW	7.00	WATTS, ROBERT B., JR	I*

		NESW	21.10		

SECTION 36
TOWNSHIP 35 S, RANGE 1 W, W.M.

<u>Tax Lot</u>	<u>DLC Lot</u>	<u>QQ</u>	<u>Acres</u>	<u>Owner</u>	<u>Use</u>
401	38	NWSW	7.20	DEUPREE, PHIL	I*
1100	38	NWSW	2.00	CRAIN, BARBARA	I*
1400	38	NWSW	22.00	LANSBURGH, LARRY	I*

		NWSW	31.20		
1400	38	SWSW	20.00	LANSBURGH, LARRY	I*
1204		SESW	6.00	WITTINGTON W.H., K.	I*
1207		SESW	5.00	WATTS, ROBERT B., JR	I*
1400	38	SESW	2.00	LANSBURGH, LARRY	I*

		SESW	13.00		
801	37	NESE	1.00	FITZGERALD, GRACE	I*
1200		NWSE	.50	NEFF, JUDITH	I*
1203		NWSE	2.00	BARON, CAROLYN	I*
1205		NWSE	1.50	AKINS, FLOYD/CLEORA	I*

		NWSE	4.00		
1200		SWSE	3.50	NEFF, JUDITH	I*
1200		SWSE	8.00	NEFF, JUDITH	I*
1203		SWSE	8.00	BARON, CAROLYN	I*
1205		SWSE	10.50	AKINS, FLOYD/CLEORA	I*
1301		SWSE	1.00	BROKOWSKI, J., L.	I*

		SWSE	31.00		
1206		SESE	6.00	MC DONALD G., E.	I*
1209		SESE	.60	BROOKINS, GARY/CYNTHIA	I*
1209		SESE	3.40	BROOKINS, GARY/CYNTHIA	I*

		SESE	10.00		

SECTION 36
TOWNSHIP 35 S, RANGE 1 W, W.M.

1900	42	NWNW	.20	BJORK, RON	IR
1900	42	NWNW	8.40	BJORK, RON	I*
1900	43	NWNW	3.00	BJORK, RON	IR
1900	43	NWNW	3.10	BJORK, RON	I*

		NWNW	14.70		

SECTION 6
TOWNSHIP 36 S, RANGE 1 E, W.M.

<u>Tax Lot</u>	<u>DLC Lot</u>	<u>QQ</u>	<u>Acres</u>	<u>Owner</u>	<u>Use</u>
1900	43	NENE	7.00	BJORK, RON	IR
1900	43	NENE	5.00	BJORK, RON	I*

		NENE	12.00		
Section 1					
Township 36 S, Range 1 W, W.M.					
1900	3	NENW	.50	SHAPIRO, S.E.	I*
2000	3	NENW	.70	NELSON, MARK	I*

		NENW	1.20		
SECTION 2					
TOWNSHIP 36 S, RANGE 1 W, W.M.					
AA-00800	2	NENE	1.00	SHAFER, STEVE/GEORGENE	I*
AA-06700	45	NENE	4.00	EAGLE POINT SCH.DIST.	I*

		NENE	5.00		
AD-00900	1	SENE	7.20	EAGLE POINT SCH. DIST.	I*
B-00200		NWNW	8.30	GREB, TED	I*
B-00300		NWNW	.75	HANSEN, LAVAR	I*
B-00300		NWNW	1.00	HANSEN, LAVAR	I*
B-00302		NWNW	2.00	LATTER DAY SAINTS	I*

		NWNW	12.05		
B-00500	5	SWNW	3.00	HUFFMAN, JOHN B.	I*
B-00600	5	SWNW	6.00	HENSON, CHESTER	I*
B-00703	46	SWNW	7.70	MEILICKE, SHIRLEY	I*

		SWNW	16.70		
BD-12000	45	SENE	.20	NORRIS, CLAUDE	I*
BD-12100	45	SENE	.30	GRIGGS, JAMES/SHARON	I*
BD-12900	45	SENE	2.00	GOSNELL, A., J.	I*
BD-13000	46	SENE	.60	WALLACE, KENNETH	I*

		SENE	3.10		
CA-00500	46	NESW	.60	OLSON, KEN	I*
CA-00600	46	NESW	.60	OVERSTREET, RONALD	I*
CA-00607	46	NESW	.30	BARTLETT, HELEN	I*

		NESW	1.50		

SECTION 3
TOWNSHIP 36 S, RANGE 1 W, W.M

<u>Tax Lot</u>	<u>DLC Lot</u>	<u>OO</u>	<u>Acres</u>	<u>Owner</u>	<u>Use</u>
B-00700	46	NWSW	3.00	WYATT, TIMOTHY/NOLA	I*
B-00701	46	NWSW	4.00	HANNAFORD, DAVE	I*
B-00703	46	NWSW	1.30	MEILICKE, SHIRLEY	I*
B-00705	46	NWSW	3.00	MEILECKE, SHIRLEY	I*
B-00800	46	NWSW	4.00	HEFLEY, PHIL	I*
B-00902	46	NWSW	.40	DEUPREE, PHILLIP	I*
C-00300	46	NWSW	1.00	SCHILTS, DARLENE	I*
C-00400	46	NWSW	1.00	COBUN, CHARLES/ROSE	I*
C-00500	46	NWSW	1.00	JONES, J. P.	I*
C-00501	46	NWSW	.60	CORNWELL	IR
C-00501	46	NWSW	8.80	CORNWELL	I*

NWSW 28.10

C-00500	46	SWSW	3.00	JONES, J. P.	I*
AD-00900		NESE	1.00	EAGLE POINT SCH. DIST.	I*

SECTION 3
TOWNSHIP 36 S, RANGE 1 W, W.M.

C-00501		NESE	2.70	CORNWELL	IR
C-00501	46	NESE	1.80	CORNWELL	IR

NESE 4.50

1901	47	SESE	0.17	DYER, WILLIAM	I*
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SECTION 4
TOWNSHIP 36 S, RANGE 1 W, W.M.

POD #1
Priority date: 1908

500	39	NESE	1.10	HUBBARD, JIM	I
2800	39	SWSE	2.72	LANSBURGH, LARRY	I*
2800	2	SWSE	3.10	LANSBURGH, LARRY	I*

SWSE 5.82

SECTION 35
TOWNSHIP 35 S, RANGE 1 W, W.M.

801	37	NESE	2.00	FITZGERALD, GRACE	I*
401	38	SWNW	5.80	DEUPREE, PHIL	I*
401	38	SENW	3.20	DEUPREE, PHIL	I*

SECTION 36
TOWNSHIP 35 S, RANGE 1 W, W.M.

<u>Tax Lot</u>	<u>DLC Lot</u>	<u>OO</u>	<u>Acres</u>	<u>Owner</u>	<u>Use</u>
901	37	NESW		FOSTER, ROBERT	S,D*
901	37	NWSW		FOSTER, ROBERT	S,D*
901	37	SWSW		FOSTER, ROBERT	S,D*
901	37	SESW		FOSTER, ROBERT	S,D*

SECTION 31
TOWNSHIP 35 S, RANGE 1 E, W.M.

1900	42	NWNW	2.00	BJORK, RON	I*
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SECTION 6
TOWNSHIP 36 S, RANGE 1 E, W.M.

B-00300		NWNW	.25	HANSEN, LAVAR	I*
BD-13200	46	SENW	5.00	SOLENERBERGER, C.J.	I*
BD-13200	46	NESW	1.00	SOLENERBERGER, C.J.	I*

SECTION 3
TOWNSHIP 36 S, RANGE 1 W, W.M.

POD #2
Priority date: 1883

1303		SWSE	.80	KESTER, PATRICIA	I*
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SECTION 36
TOWNSHIP 35 S, RANGE 1 W, W.M.

POD #2
Priority date: 1908

1303		SWSE	1.20	KESTER, PATRICIA	I*
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SECTION 36
TOWNSHIP 35 S, RANGE 1 W, W.M.

POD #3
Priority date: 1883

200	1	NWNW	.50	CITY OF EAGLE POINT	IR
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SECTION 2
TOWNSHIP 36 S, RANGE 1 W, W.M.

200	2	NENE	.80	CITY OF EAGLE POINT	IR
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SECTION 3
TOWNSHIP 36 S, RANGE 1 W, W.M.

POD #3

Priority date: 1908

<u>Tax Lot</u>	<u>DLC</u>	<u>Lot</u>	<u>OO</u>	<u>Acres</u>	<u>Owner</u>	<u>Use</u>
200		1	NWNW	.80	CITY OF EAGLE POINT	IR

SECTION 2
TOWNSHIP 36 S, RANGE 1 W, W.M.

POD #4

Priority date: 1883

AD-03200			SWNW	4.40	EAGLE POINT SCH. DIST.	IR
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SECTION 2
TOWNSHIP 36 S, RANGE 1 W, W.M.

AD-01700		1	SENE	1.10	EAGLE POINT SCH. DIST.	IR
AD-03200			SENE	.60	EAGLE POINT SCH. DIST.	IR

SENE 1.70

SECTION 3
TOWNSHIP 36 S, RANGE 1 W, W.M.

POD #5

Priority date: 1883

1301			SWSE	1.40	BROKOWSKI, JOSEPH/LOLA	IR
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SECTION 36
TOWNSHIP 35 S, RANGE 1 W, W.M.

POD #6

Priority date: 1883

CA-5700		46	NESW	.25	CARLSON, HAROLD	IR
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CA-5700		46	SESW	.05	CARLSON, HAROLD	IR
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SECTION 3
TOWNSHIP 36 S, RANGE 1 W, W.M.

POD #7

Priority date: 1883

1307			SWSE	1.00	CAMPBELL, ALAN III	IR
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SECTION 36
TOWNSHIP 35 S, RANGE 1 W, W.M.

This certificate describes that portion of the water right confirmed by Certificate 79479, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 16 2005, approving Transfer Application 9434, and also corrects a scrivener's error in the total number of acres of priority date 1883 listed on page one of Certificate 79479.

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 MARCH 16, 2005.


Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates numbered 81135.