

Out

STATE OF OREGON  
COUNTY OF JACKSON  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LITTLE BUTTE IRRIGATION DISTRICT  
PO BOX 234  
EAGLE POINT, OR 97524

confirms the right to use the waters of LITTLE BUTTE CREEK, a tributary of the ROGUE RIVER for IRRIGATION OF 19.0 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 date of priority is 1908.

This right is limited to an amount of water actually beneficially used for said purposes, and shall not exceed 0.38 cubic foot per second, from April 1<sup>st</sup> to October 1<sup>st</sup> of each year, if available at the old Point of Diversion, SW¼ SE¼, SECTION 31, T 35 S, R 1 E, WM; 560 FEET NORTH AND 2990 FEET EAST FROM THE SW CORNER, SECTION 31, or its equivalent in case of rotation, measured at the point of diversion from the source.

During the irrigation season, the quantity diverted for irrigation purposes shall include any water diverted for stock and domestic purposes from the old point of diversion, as described by Certificate 79479, in Tax Lot 901, SW¼, Section 31, T 35 S, R 1 E, WM, tabulated in the name of Robert Foster.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
36 S	1 E	WM	5	NW NW	960 FEET SOUTH AND 1370 FEET WEST FROM N1/4 CORNER, SECTION 5

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

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
36 S	1 E	WM	5	NW NE	14.4
36 S	1 E	WM	5	NE NW	4.6

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water lawfully available at the old point of diversion

The water user shall maintain the meter or measuring device for measuring and recording the quantity of water diverted.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

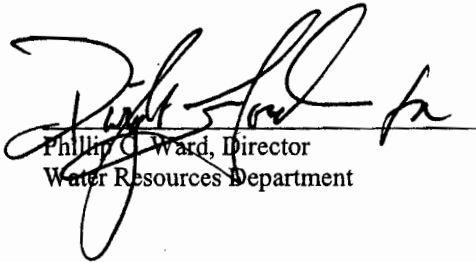
This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

The water user shall maintain and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversion.

This certificate is issued to confirm a CHANGE IN PLACE OF USE AND POINT OF DIVERSION approved by an order of the Water Resources Director entered MAY 20, 2002, at Special Order Volume 56, Page 324, approving Transfer Application 8057, and together with Certificate 79479, supersedes Certificate 75892, State Record of Water Right Certificates.

The right to the use of the water for the above purposes 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 OCT 12 2007



Phillip C. Ward, Director  
Water Resources Department