

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROBERT E. RUSSELL AND DEBORAH S. RUSSELL
402 ROYAL
EAGLE POINT OR 97524

confirms the right to use the waters of the LITTLE BUTTE CREEK, a tributary to the ROGUE RIVER for POWER DEVELOPMENT.

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 3, at Page 1. The date of priority is 1872.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 22.63 CFS FROM APRIL 1 THROUGH OCTOBER 31 and 24.40 CUBIC FEET PER SECOND (CFS) FROM NOVEMBER 1 THROUGH MARCH 31 of each year, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
35 S	1 W	WM	35	SW SW	90 FEET NORTH AND 1150 FEET EAST FROM THE SW CORNER OF SECTION 35

A description of the place of use to which this right is appurtenant is the Butte Creek or Daley Flouring Mill at Eagle Point, Oregon, located as follows:

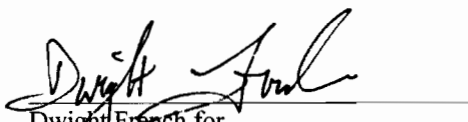
POWER DEVELOPMENT				
Twp	Rng	Mer	Sec	Q-Q
36 S	1 W	WM	3	NE NE

This certificate describes that portion of the water right confirmed by Certificate 50492, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered December 30, 2010 at 5:15 PM, approving Transfer Application T-10960.

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 December 30, 2010.


Dwight French for
PHILLIP C. WARD, DIRECTOR