

STATE OF OREGON
COUNTY OF JOSEPHINE
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

EDWARD LEE GERBER AND
MERIDETH R. MIDDOUGH-GERBER
654 KENDALL ROAD
CAVE JUNCTION, OREGON 97523

confirms the right to use the waters of A SUMP in the DEMOCRAT GULCH BASIN for the purpose of THE SUPPLEMENTAL IRRIGATION OF 30.6 ACRES.

The right has been perfected under Permit G-7436. The date of priority is FEBRUARY 3, 1977. The right is limited to not more than 0.38 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the sump.

The sump is located as follows:

SW 1/4 NE 1/4, AS PROJECTED WITHIN DLC 40, SECTION 5,
T 40 S, R 7 W, W.M.; 1550 FEET SOUTH & 1780 FEET WEST FROM NE CORNER
SECTION 5.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. THE RIGHT SHALL BE LIMITED TO ANY DEFICIENCY IN THE AVAILABLE SUPPLY OF ANY PRIOR RIGHT FOR THE SAME LAND AND SHALL NOT EXCEED THE LIMITATION ALLOWED HEREIN.

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

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

SW 1/4 NE 1/4 17.5 ACRES
AS PROJECTED WITHIN DLC 40
LOT 2 (SE 1/4 NW 1/4) 8.7 ACRES
SE 1/4 NW 1/4 4.4 ACRES
AS PROJECTED WITHIN DLC 40
SECTION 5
TOWNSHIP 40 SOUTH, RANGE 7 WEST, 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.

WITNESS the signature of the Water Resources Director,
affixed this date NOVEMBER 28, 1988.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 58399

G-7691