

STATE OF OREGON
COUNTY OF CURRY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BROOKINGS ENERGY FACILITY, INC.
P.O. BOX 1240
BROOKINGS, OREGON 97415

confirms the right to use the waters of SHIGH CREEK, a tributary of PACIFIC OCEAN, for the purpose of COMMERCIAL USE (COOLING FOR INCINERATORS).

The right has been perfected under Permit 45761. The date of priority is JANUARY 5, 1981. The right is limited to not more than 13.89 GALLONS PER MINUTE NOT TO EXCEED 20,000 GALLONS PER DAY, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 SW 1/4, SECTION 25, T 40 S, R 14 W, W.M.; 360 FEET SOUTH AND 860 FEET WEST FROM C 1/4 CORNER SECTION 25.

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:

NE 1/4 SW 1/4
SECTION 25
TOWNSHIP 40 SOUTH, RANGE 14 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. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date JUNE 6, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 61452

61115.LMJ