

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WHITEHORSE RANCH
FIELDS, OREGON 97110

confirms the right to use the waters of WHITEHORSE AND WILLOW CREEKS, tributaries of THE ALVORD DESERT, for the purpose of IRRIGATION OF 707.8 ACRES AND STOCK USE.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for HARNEY County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 18, at page 502. The date of priority is 1883.

The right is limited to not more than 17.7 CUBIC FEET PER SECOND FROM THE COMBINED SOURCES FROM MARCH 1 TO SEPTEMBER 1 OF EACH YEAR.

The points of diversion are located as follows:

WHITEHORSE CREEK - LOT 16, SECTION 31, T 37 S, R 37 E, W.M.; 2450 FEET NORTH AND 3050 FEET EAST OF THE SOUTHWEST CORNER OF SAID SECTION 31.

WILLOW CREEK - NW 1/4 SW 1/4, SECTION 15, T 37 S, R 36 E, W.M.; 4625 FEET WEST AND 2750 FEET SOUTH OF THE NORTHEAST CORNER OF SAID SECTION 15.

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-FORTIETH 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

0.4 acre NW1/4 SW1/4
Section 3

3.5 acres Lot 1 (NE1/4 NE1/4)
34.8 acres Lot 2 (NW1/4 NE1/4)
40.0 acres SW1/4 NE1/4
28.6 acres SE1/4 NE1/4
39.7 acres Lot 3 (NE1/4 NW1/4)
31.1 acres Lot 4 (NW1/4 NW1/4)
17.7 acres SW1/4 NW1/4
40.0 acres SE1/4 NW1/4
20.6 acres NE1/4 SW1/4
2.8 acres NW1/4 SW1/4
19.6 acres NE1/4 SE1/4
28.0 acres NW1/4 SE1/4
Section 4

TOWNSHIP 37 SOUTH, RANGE 36 EAST, W.M.

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16.6 acres NW1/4 NE1/4
24.1 acres SW1/4 NE1/4
40.0 acres NE1/4 NW1/4
40.0 acres NW1/4 NW1/4
34.7 acres SW1/4 NW1/4
40.0 acres SE1/4 NW1/4
40.0 acres NE1/4 SW1/4
35.1 acres NW1/4 SW1/4
36.8 acres SW1/4 SW1/4
40.0 acres SE1/4 SW1/4
25.2 acres NW1/4 SE1/4
28.5 acres SW1/4 SE1/4

Section 33

TOWNSHIP 36 SOUTH, RANGE 36 EAST, 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 and shall be subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed this date April 26, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64224