

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HERB DAVIS AND SONS
H.C. 72, BOX 120E
PRINCETON, OREGON 97721

confirms the right to use the waters of 4 WELLS in the MALHEUR LAKE BASIN for the purpose of IRRIGATING 677.8 ACRES.

The right has been perfected under Permit G-9324. The date of priority is APRIL 7, 1981. The right is limited to not more than 8.48 cubic feet per second, being 1.98 cfs from well 2, 1.38 cfs from well 3, 2.03 cfs from well 4, and 3.09 cfs from well 5, or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

SE 1/4 SW 1/4, SECTION 28, NW 1/4 SE 1/4, SECTION 33, SW 1/4 NE 1/4, SW 1/4 SW 1/4, SECTION 34, T 26 S, R 33 E, W.M.; WELL 2 - 2660 FEET NORTH AND 2670 FEET EAST, WELL 3 - 2560 FEET NORTH AND 2110 WEST, WELL 4 - 680 FEET NORTH AND 1320 FEET EAST, WELL 5 - 6500 FEET NORTH AND 2690 FEET WEST, ALL FROM THE SOUTHEAST CORNER OF SECTION 33.

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

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:

<u>WELL #3</u>	<u>WELL #5</u>
NE 1/4 SW 1/4	39.2 ACRES
NW 1/4 SW 1/4	35.2 ACRES
SE 1/4 SW 1/4	25.2 ACRES
NW 1/4 SE 1/4	38.8 ACRES
SW 1/4 SE 1/4	39.6 ACRES
SECTION 28	
TOWNSHIP 26 SOUTH, RANGE 33 EAST, W.M.	

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	<u>WELL #3</u>	<u>WELL #5</u>
NE 1/4 SE 1/4		40.0 ACRES
NW 1/4 SE 1/4		2.6 ACRES
SW 1/4 SE 1/4		1.6 ACRES
SE 1/4 SE 1/4		11.4 ACRES
SECTION 29		

NE 1/4 NE 1/4	4.9 ACRES	
NW 1/4 NE 1/4	0.1 ACRE	12.8 ACRES
SW 1/4 NE 1/4	24.8 ACRES	
SE 1/4 NE 1/4	23.4 ACRES	
NE 1/4 NW 1/4		0.5 ACRE
NE 1/4 SE 1/4	0.2 ACRE	
NW 1/4 SE 1/4	35.2 ACRES	
SW 1/4 SE 1/4	21.6 ACRES	
SE 1/4 SE 1/4	0.3 ACRE	
SECTION 33		

	<u>WELL #2</u>	<u>WELL #4</u>
NE 1/4 NW 1/4		1.1 ACRES
NW 1/4 NW 1/4		2.9 ACRES
SW 1/4 NW 1/4		40.0 ACRES
SE 1/4 NW 1/4		38.0 ACRES
NE 1/4 SW 1/4		40.0 ACRES
NW 1/4 SW 1/4		40.0 ACRES
NE 1/4 SE 1/4	40.0 ACRES	
NW 1/4 SE 1/4	40.0 ACRES	
SW 1/4 SE 1/4	39.0 ACRES	
SE 1/4 SE 1/4	39.4 ACRES	
SECTION 34		

TOWNSHIP 26 SOUTH, RANGE 33 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.

WITNESS the signature of the Water Resources Director, affixed this date JUNE 25, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64340.

G-10258.VC