

STATE OF OREGON
COUNTY OF JEFFERSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DERBY SMITH PARTNERS
365 NE GREENWOOD
BEND, OREGON 97701

confirms the right to store the waters of CHERRY CREEK, a tributary of JOHN DAY RIVER, in CHERRY CREEK RESERVOIR, appropriated under Permit 43718, for IRRIGATION AND SUPPLEMENTAL IRRIGATION.

The right to store these waters was perfected under Reservoir Permit R-7744. The date of priority is JUNE 14, 1978. The amount of water entitled to be stored each year under this right is 86.1 acre-feet.

The reservoir is located as follows:

SE 1/4 SW 1/4
SECTION 33
TOWNSHIP 10 SOUTH, RANGE 19 EAST W.M.

The dam shall be operated and maintained according to the approved plans and specifications on file with the Water Resources Department.

The right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.

WITNESS the signature of the Water Resources Director, affixed AUGUST 14, 1995.

/s/ MARTHA C. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 68549.

R-57519.DSM