

STATE OF OREGON
COUNTY OF WHEELER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLIAM SMITH PROPERTIES, INC.
15 SW COLORADO AVENUE
BEND, OREGON 97702

confirms the right to store the waters of BEAR CREEK AND BRIDGE CREEK, tributaries of THE JOHN DAY RIVER, in MITCHELL RANCH RESERVOIR (PAINTED HILLS RESERVOIR) ENLARGEMENT, appropriated under Permit 48540, for IRRIGATION.

The right to store these waters was perfected under Reservoir Permit R-9896. The date of priority is OCTOBER 17, 1983. The amount of water entitled to be stored each year under this right is 490.0 ACRE-FEET, BEING 160.0 ACRE-FEET FROM BEAR CREEK AND 330.0 ACRE-FEET FROM BRIDGE CREEK.

The reservoir is located as follows:

NE 1/4 SW 1/4
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SE 1/4 SW 1/4
SECTION 25

SE 1/4 SE 1/4
SECTION 26

NW 1/4 NW 1/4
SECTION 36

TOWNSHIP 10 SOUTH, RANGE 20 EAST, W.M.

THE DAM AND RESERVOIR ARE TO BE OPERATED AND MAINTAINED IN STRICT ACCORDANCE WITH 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.

MARtha O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 68553.

R-67960.DSM