

STATE OF OREGON

COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT (HB - 2153)

THIS CERTIFICATE ISSUED TO

U.S. BUREAU OF LAND MANAGEMENT; VALE DISTRICT
100 OREGON ST
VALE, OR 97918

confirms the right to store the waters of OWYHEE RIVER, PALOMINO CREEK, BONE CANYON AND BATTLE CREEK IN FIVE RESERVOIRS for LIVESTOCK AND WILDLIFE.

The right to store and use these waters was perfected under Reservoir Application R-77990. The date of priority is January 1, 1993. The amount of water entitled to be stored and used each year under this right is not more than 4.77 ACRE-FEET, BEING 4.42 AF IN CASCADE-HARPER RES ENLARGEMENT, 0.10 AF IN BELL RES, 0.10 AF IN HARRY RES, 0.10 AF IN BLACK BULL RES AND 0.05 AF IN JASON RES.

Located as follows:

NE 1/4 SW 1/4 SECTION 20, TOWNSHIP 37 SOUTH, RANGE 43 EAST WM.
SW 1/4 SW 1/4 SECTION 28, TOWNSHIP 31 SOUTH, RANGE 38 EAST WM.
NE 1/4 NE 1/4 SECTION 32, TOWNSHIP 31 SOUTH, RANGE 38 EAST WM.
NW 1/4 SW 1/4 SECTION 21, TOWNSHIP 36 SOUTH, RANGE 43 EAST WM.
SW 1/4 NW 1/4 SECTION 33, TOWNSHIP 31 1/2 SOUTH, RANGE 38 EAST WM.

SPECIAL CONDITIONS FOR CASCADE-HARPER DAM AND RESERVOIR:

Routine maintenance of the dam, spillway and appurtenant structures shall be performed as necessary to remove trees, brush and debris, and to repair slumps, areas of erosion, or defective equipment.

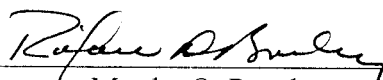
The completed structure shall not be enlarged, modified, altered or otherwise changed without the prior written approval of the Director of the Water Resources Department or the Director's authorized representative. Except for routine repair and maintenance, plans and specifications prepared by an Oregon licensed engineer are required for any modification to the dam, spillway or appurtenant structures.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, with a minimum diameter of 8", or the provision of other means to evacuate water when determined necessary for public safety or to satisfy prior downstream rights as determined by the Water Resources Director.

THIS CERTIFICATE IS ISSUED TO CORRECT THE NAME, LOCATION OF THE RESERVOIR AND SUPERSEDES CERTIFICATE OF WATER RIGHT NUMBERED 71191.

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

WITNESS the signature of the Water Resources Director, affixed MARCH 3, 1998.


Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 75526.

R-77990.SCB