

STATE OF OREGON
COUNTY OF GILLIAM
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JAMES AND JOHN HABBERSTAD
414 WASHINGTON
THE DALLES, OREGON 97058

confirms the right to use the waters of A WELL AND A SUMP in the JOHN DAY BASIN for PRIMARY OUT-OF-SEASON IRRIGATION OF 3.6 ACRES AND SUPPLEMENTAL OUT-OF-SEASON IRRIGATION OF 221.3 ACRES.

This right was perfected under Permit G-7342. The date of priority is MARCH 1, 1976. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.26 CUBIC FEET PER SECOND (CFS), BEING 1.00 CFS FROM THE WELL AND 1.26 CFS FROM THE SUMP, or its equivalent in case of rotation, measured at the point of diversion from the source.

THE USE ALLOWED HEREIN MAY BE MADE ANY TIME BETWEEN OCTOBER 1 AND MARCH 31 THAT WATER CAN BE PUT TO BENEFICIAL USE BY IRRIGATION, EITHER FOR IMMEDIATE CROP GROWTH OR FOR FORECAST REQUIREMENTS TO RAISE THE SOIL MOISTURE TO FIELD CAPACITY IN THE SOIL PROFILE TO BE UTILIZED BY PLANT GROWTH IN THE SUBSEQUENT GROWING SEASON.

The well and sump are located as follows:

WELL - NW 1/4 SE 1/4, SECTION 30, T 1 N, R 21 E, W.M.; 2540 FEET NORTH AND 2540 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 30.

SUMP - SW 1/4 SW 1/4, SECTION 19, T 1 N, R 21 E, W.M.; 900 FEET NORTH AND 940 FEET EAST FROM THE SOUTHWEST CORNER OF SECTION 19.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 period from October 1 to March 31, provided further that the right allowed herein, together with the amount secured under any other right existing for the same land shall not exceed 3.0 acre-feet for each acre irrigated in any one year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

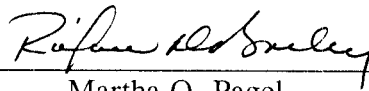
A description of the place of use to which this right is appurtenant is as follows:

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| | <u>SUPPLEMENTAL</u> | <u>PRIMARY</u> |
|---------------------------------------|---------------------|----------------|
| NE 1/4 NE 1/4 | 7.7 ACRES | |
| SE 1/4 NE 1/4 | 15.0 ACRES | |
| NE 1/4 SE 1/4 | 0.5 ACRE | |
| SECTION 25 | | |
| TOWNSHIP 1 NORTH, RANGE 20 EAST, W.M. | | |
| LOT 4 (SW 1/4 SW 1/4) | 17.2 ACRES | |
| SECTION 19 | | |
| NW 1/4 NE 1/4 | 0.9 ACRE | |
| SW 1/4 NE 1/4 | 10.8 ACRES | |
| NE 1/4 NW 1/4 | 10.8 ACRES | |
| LOT 1 (NW 1/4 NW 1/4) | 28.8 ACRES | |
| LOT 2 (SW 1/4 NW 1/4) | 28.6 ACRES | 3.6 ACRES |
| SE 1/4 NW 1/4 | 25.8 ACRES | |
| NE 1/4 SW 1/4 | 21.6 ACRES | |
| LOT 3 (NW 1/4 SW 1/4) | 9.3 ACRES | |
| LOT 4 (SW 1/4 SW 1/4) | 8.0 ACRES | |
| SE 1/4 SW 1/4 | 9.1 ACRES | |
| NW 1/4 SE 1/4 | 11.8 ACRES | |
| SW 1/4 SE 1/4 | 15.4 ACRES | |
| SECTION 30 | | |
| TOWNSHIP 1 NORTH, RANGE 21 EAST, W.M. | | |

The right to use 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 APRIL 10, 1998.



Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 75577.