

STATE OF OREGON  
COUNTY OF HARNEY  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WALTER McEWEN ESTATES  
P.O. BOX 166  
JORDAN VALLEY, OR 97710

confirms the right to use the waters of WELLS NO. 1, 2 AND 3 in the MALHEUR LAKE BASIN for IRRIGATION OF 125.6 ACRES.

This right was perfected under Permit G-7351. The date of priority is AUGUST 6, 1975. This right is limited to 1.57 CUBIC FOOT PER SECOND (CFS) or its equivalent in case of rotation, measured at the wells, being 0.39 CFS from each of Wells No. 1 and 2, and 0.79 CFS from Well No. 3.

The wells are located as follows:

WELL NO. 1 - NW 1/4 NE 1/4, SECTION 9, TOWNSHIP 24 SOUTH, RANGE 33 EAST, W.M.;  
1180 FEET SOUTH AND 1360 FEET WEST FROM THE NE CORNER OF SECTION 9;

WELL NO. 2 - NE 1/4 NE 1/4, SECTION 9, TOWNSHIP 24 SOUTH, RANGE 33 EAST, W.M.;  
1140 FEET SOUTH AND 1290 FEET WEST FROM THE NE CORNER OF SECTION 9; AND

WELL NO. 3 - SE 1/4 SE 1/4, SECTION 9, TOWNSHIP 24 SOUTH, RANGE 33 EAST, W.M.;  
3960 FEET SOUTH AND 1310 FEET WEST FROM THE NE CORNER OF SECTION 9.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

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

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

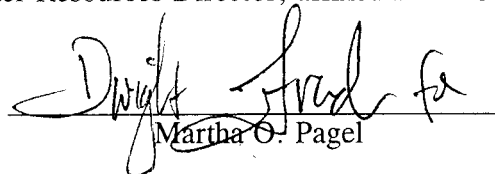
NE 1/4 SE 1/4	31.4 ACRES
NW 1/4 SE 1/4	31.4 ACRES
SW 1/4 SE 1/4	31.4 ACRES
SE 1/4 SE 1/4	31.4 ACRES
SECTION 9	
TOWNSHIP 24 SOUTH, RANGE 33 EAST, W.M.	

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times. When required by the department, the water user shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

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 FEBRUARY 8, 2000.

  
Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 76396.

G-7065.JM