

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD E. HALLIBURTON ROUTE 2, BOX 1905 BANDON, OR 97411	AND	FARM CREDIT SERVICES OF THE MIDLANDS, FLCA 206 S 19 <sup>TH</sup> STREET OMAHA, NE 68102
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confirms the right to use the waters of AN UNNAMED STREAM AND RESERVOIRS NO.'S 1 AND 2 CONSTRUCTED UNDER PERMIT R-11422, tributaries of SEVENMILE CREEK, for CRANBERRY OPERATIONS ON 21.36 ACRES AND SUPPLEMENTAL IRRIGATION OF 0.52 ACRES.

This right was perfected under Permit 51380. The date of priority is JULY 5, 1990. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.728 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

UNNAMED STREAM - SW 1/4 NE 1/4, SECTION 3, TOWNSHIP 28 SOUTH, RANGE 14 WEST, W.M.; 2060 FEET SOUTH AND 1930 FEET WEST FROM THE NE CORNER OF SECTION 3;

RESERVOIR NO. 1 - NW 1/4 SE 1/4, SECTION 3, TOWNSHIP 28 SOUTH, RANGE 14 WEST, W.M.; 2650 FEET SOUTH AND 1990 FEET WEST FROM THE NE CORNER OF SECTION 3; AND

RESERVOIR NO. 2 - NE 1/4 SW 1/4, SECTION 3, TOWNSHIP 28 SOUTH, RANGE 14 WEST, W.M.; 2900 FEET SOUTH AND 2680 FEET WEST FROM THE NE CORNER OF SECTION 3

The amount of water diverted for CRANBERRY OPERATIONS, together with amounts secured under any other rights existing for the same lands, is limited as follows: For temperature control, 0.15 cubic foot per second per acre; For flood harvesting or pest control, 0.05 cubic foot per second per acre; For irrigation of cranberries, ONE-FORTIETH of one cubic foot per second and 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. For the irrigation of any other crop, ONE-EIGHTIETH of one cubic foot per second and 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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:

	<u>Supplemental Irrigation</u>	<u>Supplemental Cranberry Operations</u>	<u>Primary Cranberry Operations</u>
SW 1/4 NE 1/4	0.40 ACRE	1.91 ACRES	3.82 ACRES
NW 1/4 SE 1/4	0.12 ACRE	2.28 ACRES	13.21 ACRES
NE 1/4 SW 1/4			0.14 ACRE
SECTION 3			
TOWNSHIP 28 SOUTH, RANGE 14 WEST, W.M.			

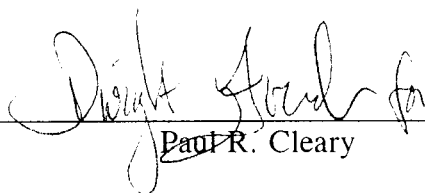
Failure to comply with any of the provision of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

The right to use water for the above purpose is restricted to beneficial use, without waste, on the lands or place of use described. The water user is advised that new regulations may require use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed FEBRUARY 22, 2001.

  
Paul R. Cleary

Recorded in State Record of Water Right Certificates numbered 76790.