

STATE OF OREGON  
COUNTY OF DESCHUTES  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BROOKS RESOURCES CORPORATION  
296 SW COLUMBIA ST, SUITE A  
BEND, OREGON 97702

confirms the right to use the waters of TWO WELLS in the DESCHUTES RIVER BASIN for IRRIGATION OF 115.4 ACRES AND RECREATION (AESTHETICS AND GOLF HAZARDS).

This right was perfected under Permit G-11106. The date of priority is JUNE 28, 1990. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.59 CUBIC FEET PER SECOND(CFS), BEING 1.44 CFS FOR IRRIGATION AND 0.15 CFS FOR RECREATION, or its equivalent in case of rotation, measured at the point of diversion from the wells.

The wells are located as follows:

SW 1/4 SE 1/4, SECTION 24, TOWNSHIP 17 SOUTH, RANGE 11 EAST, W.M.;  
1279.96 FEET NORTH AND 799.03 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 24; AND

NE 1/4 NW 1/4, SECTION 25, TOWNSHIP 17 SOUTH, RANGE 11 EAST, W.M.;  
875.04 FEET SOUTH AND 731.98 FEET WEST FROM NORTH 1/4 CORNER OF SECTION 25.

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 irrigation season of each year.

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

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

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

|               |                          |
|---------------|--------------------------|
| NE 1/4 NE 1/4 | 0.98 ACRES               |
| NW 1/4 NE 1/4 | 8.04 ACRES               |
| SW 1/4 NE 1/4 | 11.08 ACRES & RECREATION |
| SE 1/4 NE 1/4 | 2.92 ACRES & RECREATION  |
| NE 1/4 NW 1/4 | 6.03 ACRES               |
| SE 1/4 NW 1/4 | 16.96 ACRES              |
| NE 1/4 SW 1/4 | 7.36 ACRES               |
| SE 1/4 SW 1/4 | 7.08 ACRES & RECREATION  |
| NE 1/4 SE 1/4 | 0.27 ACRES               |
| NW 1/4 SE 1/4 | 8.71 ACRES & RECREATION  |
| SW 1/4 SE 1/4 | 25.33 ACRES & RECREATION |
| SE 1/4 SE 1/4 | 1.56 ACRES               |

## SECTION 24

|               |                         |
|---------------|-------------------------|
| NE 1/4 NE 1/4 | 0.37 ACRES              |
| NW 1/4 NE 1/4 | 14.12 ACRES             |
| NE 1/4 NW 1/4 | 4.59 ACRES & RECREATION |

## SECTION 25

TOWNSHIP 17 SOUTH, RANGE 11 EAST, W.M.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

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 amount of ground water withdrawn.

The Department may require water level or pump test results every ten years.


Failure to comply with any of the provisions 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 the use of the 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 the 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 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.

Issued April 22, 2004.

  
Paul R. Cleary, Director  
Water Resources Department

Recorded in State Record of Water Right Certificates Number 80653.

G-12156.SB