

STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JAMES W. HART  
 33200 S. CROOKED RIVER HIGHWAY  
 PRINEVILLE, OR 97754

confirms the right to use the waters of LITTLE BEAR CREEK, a tributary of BEAR CREEK, for IRRIGATION of 27.10 ACRES.

This right was perfected under Permit 1924. The date of priority is March 11, 1914. This right is limited to 0.36 CUBIC FOOT PER SECOND or the equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

| TWP |   | RNG |   | MER  | SEC | LOT | ¼  | ¼  | LOCATION   |
|-----|---|-----|---|------|-----|-----|----|----|--|
| 18  | S | 17  | E | W.M. | 23  |     | SW | NW | 1880 feet North and 130 feet West from the SE Corner of Section 23 |

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

| TWP | RNG | MER | SEC | LOT  | ¼  | ¼  | ACRES  |       |
|-----|-----|-----|-----|------|----|----|--------|-------|
| 18  | S   | 17  | E   | W.M. | 23 | NE | SW     | 7.00  |
| 18  | S   | 17  | E   | W.M. | 23 | NW | SW     | 1.40  |
| 18  | S   | 17  | E   | W.M. | 23 | SW | SW     | 5.10  |
| 18  | S   | 17  | E   | W.M. | 23 | SE | SW     | 0.90  |
| 18  | S   | 17  | E   | W.M. | 23 | NE | SE     | 4.40  |
| 18  | S   | 17  | E   | W.M. | 23 | NW | SE     | 5.00  |
| 18  | S   | 17  | E   | W.M. | 23 | SW | SE     | 1.20  |
| 18  | S   | 17  | E   | W.M. | 23 | SE | SE     | 2.10  |
|     |     |     |     |      |    |    | TOTAL: | 27.10 |

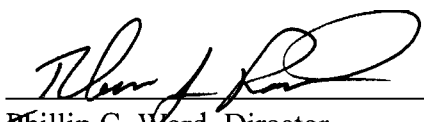
The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

This is an order other than a 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 day time period specified by ORS 183.484(2).

This certificate describes that portion of the water right confirmed by Certificate 11097, State Record of Water Right Certificates, CLARIFIED and NOT CANCELED by the provisions of an order of the Water Resources Director entered MAY 26 2005, and recorded in Special Order Volume 64, Page 513, canceling a portion of the water right. This certificate supersedes Certificate 11097.

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.

Issued: May 26, 2005

  
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For Phillip C. Ward, Director  
Water Resources Department