

STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BROOKS RESOURCES CORP.
409 NW FRANKLIN AVE.
BEND, OR 97701

HUDSPETH FAMILY LIMITED PARTNERSHIP
PO BOX 478
PRINEVILLE OR 97754

confirms the right to use the waters of BARNES BUTTE RESERVOIR, constructed under Application R-29611 and Permit R-1734, a tributary of OCHOCO CREEK, for SUPPLEMENTAL IRRIGATION OF 113.9 ACRES.

This right was perfected under Permit 23497. The date of priority is DECEMBER 10, 1954. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 300.0 ACRE FEET of stored water, or the equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

TWP	RNG	MER	SEC	1/4-1/4
14 S	16 E	WM.	28	NW SW

The amount of water used for irrigation, together with the amount secured under any other water right existing for the same lands, shall be limited to a diversion not to exceed 4.0 ACRE FEET per acre for each acre irrigated during the irrigation season of each year and shall be further limited to a total diversion not to exceed 300.0 ACRE FEET per 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:

SUPPLEMENTAL IRRIGATION					
TWP	RNG	MER	SEC	1/4-1/4	ACRES
14 S	16 E	WM.	28	NW SW	22.3
14 S	16 E	WM.	28	SW SW	31.2
14 S	16 E	WM.	29	NE SE	9.0
14 S	16 E	WM.	29	SE SE	12.8
14 S	16 E	WM.	32	NE NE	13.3
14 S	16 E	WM.	33	NW NW	23.4
14 S	16 E	WM.	33	SW NW	1.9
TOTAL:					113.9

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 must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

This certificate describes that portion of the water right confirmed by Certificate 28816, State Record of Water Right Certificates, modified by the provisions of an order of the Water Resources Director entered on July 27, 2006, and recorded in Special Order Volume 69, Page 170, approving a petition by Ochoco Irrigation District under ORS 541.329 for mapping water rights within a district. This certificate supersedes water right certificate 28816 in the name of John Hudspeth.

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.

Issued: October 27, 2006


Phillip C. Ward, Director

Mailing Date: NOV 01 2006