

STATE OF OREGON
 COUNTY OF DESCHUTES
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DESCHUTES RIVER RANCH GROUP, LLC
 20210 SWALLEY ROAD
 BEND OR 97701

confirms the right to use the waters of DESCHUTES RIVER, tributary to COLUMBIA RIVER for IRRIGATION of 56.42 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Deschutes County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 9, at Page 362. The date of priority is SPRING of 1885.

The amount of water to which this right is entitled, together with the amount secured under any other right existing for the same lands, is limited to an amount actually used beneficially, and shall not exceed the amount described below, or its equivalent in case of rotation, measured at the points of diversion from the source:

	Total Maximum	Per Acre Maximum
Season 1 Rate: April 1 through May 22 and August 20 through October 31	0.556 cfs*	1 cfs to 101.6 acres
Season 2 Rate: May 23 through August 19	1.111 cfs	1 cfs to 50.8 acres
Duty	177.72 AF**	3.15 AF

* cfs = cubic foot per second

** AF = acre-feet

if available at the original point of diversion, POD 1, being:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
16 S	12 E	WM	17	SE SW	POD 1: 84 FEET NORTH AND 847 FEET WEST FROM THE S1/4 CORNER OF SECTION 17

The points of diversion (POD) are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
16 S	12 E	WM	17	SE SW	POD 1: 84 FEET NORTH AND 847 FEET WEST FROM THE S1/4 CORNER OF SECTION 17
16 S	12 E	WM	17	SW SE	POD 2: 1053 FEET NORTH AND 396 FEET EAST FROM THE S1/4 CORNER OF SECTION 17
16 S	12 E	WM	17	SE SE	POD 3: 637 FEET NORTH AND 1340 FEET EAST FROM THE S1/4 CORNER OF SECTION 17

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

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
16 S	12 E	WM	17	SE SW	2.56
16 S	12 E	WM	17	SW SE	22.53
16 S	12 E	WM	17	SE SE	11.36
16 S	12 E	WM	20	NW NE	18.45
16 S	12 E	WM	20	NE NW	1.52

The quantity of water diverted at the new points of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

The right to the use of the water for the above purposes is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in said decree.

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

The water user shall maintain a fish screen or fish by-pass device. The type of screen or by-pass device must be maintained to the approval of the Oregon Fish and Wildlife Department.

This certificate is issued to confirm an ALLOCATION OF CONSERVED WATER approved by an order of the Water Resources Director recorded in Special Order Volume 73, Page 212, approving conserved water application CW-43 and together with Certificates 83519, 83520, and the inchoate right created by the transfer which was part of CW-43, supercedes Certificate 83243, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed SEP 11 2007.


Phillip C. Ward, Director