

STATE OF OREGON

COUNTY OF DESCHUTES

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CAPITAL ASSOCIATED INTERNATIONAL INC.  
7175 W JEFFERSON AVENUE  
LAKEWOOD COLORADO 80235

confirms the right to use the waters of ONE WELL in the Deschutes River Basin for HEATING.

This right was perfected under Permit G-11140. The date of priority is DECEMBER 7, 1989. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 3.34 CUBIC FEET PER SECOND (CFS) at START UP, and 2.73 CFS on a CONTINUOUS BASIS, or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

Well	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
SUPPLY	18 S	11 E	WM	22	SE SW	438 FEET SOUTH AND 1093 FEET EAST FROM NW CORNER, SE¼ SW¼, SECTION 22
INJECTION	18 S	11 E	WM	22	SE SW	225 FEET SOUTH AND 1093 FEET EAST FROM NW CORNER, SE¼ SW¼, SECTION 22

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

Twp	Rng	Mer	Sec	Q-Q
18 S	11 E	WM	22	SE SW
18 S	11 E	WM	22	SW SE

This use of water is junior in priority to all subsequent rights for beneficial consumptive uses and/or rights using standard low-temperature geothermal effluent disposal systems. This condition shall not apply if a standard disposal system is installed and operated as part of this project.

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

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

The works shall be equipped with a usable access port, and may also include an air line and pressure gauge to determine the water level elevation in the well at all times.

When required by the Department, the water user shall install and maintain a weir, meter, or other suitable measuring device and keep a complete record of the amount of ground water withdrawn.

The Director may require water level or pump tests every ten years.

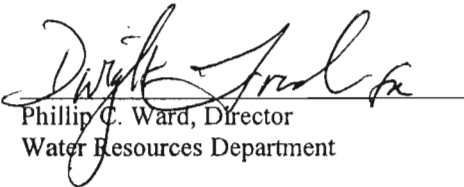
Failure to comply with any of the provisions of this right may result in action including, but not limited to restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. 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 of water shall be limited when it interferes with any prior surface or ground water rights.

Issued JUN 06 2008

  
Phillip C. Ward, Director  
Water Resources Department