

STATE OF OREGON
 COUNTY OF HARNEY
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WHITE HEREFORD RANCH INC.
 71438 TURNOUT RD
 BURNS OR 97720

confirms the right to use the waters of SILVIES RIVER, tributary to MALHEUR LAKE for IRRIGATION of 13.1 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Harney County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 9, at Page 79. The date of priority is 1886. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.164 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the points of diversion.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
22 S	30 E	WM	23	SE NW		FIVE MILE DAM: 1595 FEET SOUTH AND 2260 FEET EAST FROM NW CORNER, SECTION 23
22 S	30 E	WM	26	NE NE	6	605 FEET SOUTH AND 665 FEET WEST FROM NE CORNER, SECTION 26

The amount of water used for irrigation under this right is limited to a diversion of 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 2.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
22 S	30 E	WM	26	NE NE	6	1.8
22 S	30 E	WM	26	SE NE	5	11.3

The quantity of water diverted at the new point 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.

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.

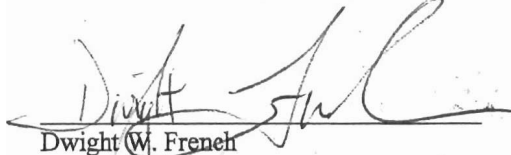
NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.482, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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 is issued to confirm an additional point of diversion approved by an order of the Water Resources Director entered January 10, 1997, at Special Order Volume 51, Page 20, approving Transfer Application 6940.

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 and is subject to all other conditions and limitations contained in said decree.

Issued MAR 05 2012

A handwritten signature in black ink, appearing to read "Dwight W. French", is written over a horizontal line.

Dwight W. French
Water Right Services Administrator, for
Phillip C. Ward, Director