

STATE OF OREGON  
COUNTY OF HARNEY  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CHILDERS HAY RANCH, INC  
548 MARKET STREET, #33940  
SAN FRANCISCO, CA 94104

confirms the right to use the waters of WELLS 1 THROUGH 11 IN THE MALHEUR LAKE BASIN for IRRIGATION of 1056.5 ACRES.

This right was perfected under Permit G-8979. The date of priority is JUNE 4, 1980. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 13.21 CUBIC FEET PER SECOND (CFS), further limited to no more than 4.14 CFS from Well 1, 4.27 CFS from Well 2, 2.98 CFS from Well 3, 1.56 CFS from Well 4, 2.75 CFS from Well 5, 2.42 CFS from Well 6, 4.41 CFS from Well 7, 3.65 CFS from Well 8, 1.35 CFS from Well 9, 1.35 CFS from Well 10, and 4.38 CFS from Well 11, in any combination, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
25 S	30 E	WM	35	SW SW		WELL 1 (ORIGINAL) - 1300 FEET NORTH AND 1350 FEET WEST FROM S1/4 CORNER, SECTION 35
25 S	30 E	WM	35	NW SE		WELL 2 (ORIGINAL) - 1330 FEET NORTH AND 1280 FEET EAST FROM S1/4 CORNER, SECTION 35
26 S	30 E	WM	2	SW NW		WELL 3 (ORIGINAL) - 1340 FEET SOUTH AND 1350 FEET WEST FROM N1/4 CORNER, SECTION 2
26 S	30 E	WM	2	NW NE	2	WELL 4 (ORIGINAL) - 1310 FEET SOUTH AND 1280 FEET EAST FROM N1/4 CORNER, SECTION 2
26 S	30 E	WM	2	SW NE		WELL 5 (ORIGINAL) - 1350 FEET SOUTH AND 1280 FEET EAST FROM N1/4 CORNER, SECTION 2
26 S	30 E	WM	1	NW SW		WELL 6 (ORIGINAL) - 260 FEET SOUTH AND 40 FEET EAST FROM W1/4 CORNER, SECTION 1
26 S	30 E	WM	1	NW SW		WELL 7 (ORIGINAL) - 1310 FEET SOUTH AND 1310 FEET EAST FROM W1/4 CORNER, SECTION 1
26 S	30 E	WM	1	SE SE		WELL 8 (ORIGINAL) - 1330 FEET SOUTH AND 1310 FEET WEST FROM E1/4 CORNER, SECTION 1
26 S	31 E	WM	6	SE NE		WELL 9 (ORIGINAL) - 1330 FEET SOUTH AND 1310 FEET WEST FROM NE CORNER, SECTION 6
26 S	31 E	WM	6	NW NE		WELL 10 (ADDITIONAL) - 80 FEET SOUTH AND 60 FEET EAST FROM N1/4 CORNER, SECTION 6
26 S	31 E	WM	6	SW NW	2	WELL 11 (ADDITIONAL) - 280 FEET NORTH AND 160 FEET EAST FROM THE W1/4 CORNER, SECTION 6

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

**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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, 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.

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 is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
25 S	30 E	WM	35	NE SW		31.5
25 S	30 E	WM	35	NW SW		32.0
25 S	30 E	WM	35	SW SW		33.4
25 S	30 E	WM	35	SE SW		33.5
25 S	30 E	WM	35	NE SE		31.7
25 S	30 E	WM	35	NW SE		32.6
25 S	30 E	WM	35	SW SE		33.1
25 S	30 E	WM	35	SE SE		33.0
26 S	30 E	WM	1	NE SW		31.6
26 S	30 E	WM	1	NW SW		32.3
26 S	30 E	WM	1	SW SW		31.7
26 S	30 E	WM	1	SE SW		32.4
26 S	30 E	WM	1	NE SE		32.7
26 S	30 E	WM	1	NW SE		33.3
26 S	30 E	WM	1	SW SE		32.7
26 S	30 E	WM	1	SE SE		33.3
26 S	30 E	WM	2	NE NE	1	32.4
26 S	30 E	WM	2	NW NE	2	32.7
26 S	30 E	WM	2	SW NE		32.4
26 S	30 E	WM	2	SE NE		33.3
26 S	30 E	WM	2	NE NW	3	31.9
26 S	30 E	WM	2	NW NW	4	32.6
26 S	30 E	WM	2	SW NW		32.8
26 S	30 E	WM	2	SE NW		33.5
26 S	31 E	WM	6	NE NE		33.4
26 S	31 E	WM	6	NW NE		33.6
26 S	31 E	WM	6	SW NE		33.9
26 S	31 E	WM	6	SE NE		34.2
26 S	31 E	WM	6	NE NW		34.4
26 S	31 E	WM	6	NW NW	1	34.4
26 S	31 E	WM	6	SW NW	2	35.1
26 S	31 E	WM	6	SE NW		35.1

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

Water shall be acquired from the same aquifer (water source) as the original points of appropriation.

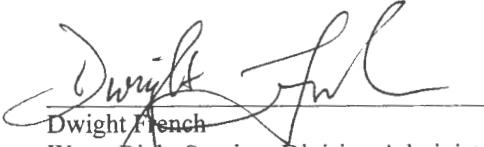
The quantity of water diverted at the additional points of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available from the original points of appropriation

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

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.

This certificate is issued to confirm TWO ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered FEBRUARY 24, 2009, at Special Order Volume 77, Page 318, approving Transfer Application 10363, supersedes Certificate 83368, State record of Water Right Certificates.

Issued SEP 04 2015.



Dwight French  
Water Right Services Division Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department

