

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PUEBLO MOUNTAIN LAND CO. LLC
707 E 600 N
RUPERT ID 83350-9466

confirms the right to the use of water perfected under the terms of Permit G-23. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the well(s). The specific limits and conditions of the use are listed below.

SOURCE OF WATER: TWO WELLS IN TROUT CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 79.4 ACRES AND SUPPLEMENTAL IRRIGATION OF 20.0 ACRES

MAXIMUM RATE: 1.24 CUBIC FEET PER SECOND

DATE OF PRIORITY: AUGUST 25, 1955

The wells are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|------|------|-----|-----|-------|---|
| 39 S | 35 E | WM | 23 | SE SW | WELL SW5 - 280 FEET NORTH AND 1620 FEET EAST FROM SW CORNER, SECTION 23 |
| 39 S | 35 E | WM | 26 | NW NE | WELL SW6 - 100 FEET SOUTH AND 3530 FEET EAST FROM NW CORNER, SECTION 26 |

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to 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 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year, and 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:

| IRRIGATION | | | | | |
|------------|------|-----|-----|-------|-------|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 39 S | 35 E | WM | 23 | NE SW | 3.8 |
| 39 S | 35 E | WM | 23 | SE SW | 24.7 |
| 39 S | 35 E | WM | 23 | NW SE | 26.0 |
| 39 S | 35 E | WM | 23 | SW SE | 20.0 |
| 39 S | 35 E | WM | 26 | NE NW | 4.9 |

| SUPPLEMENTAL IRRIGATION | | | | | |
|-------------------------|------|-----|-----|-------|-------|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 39 S | 35 E | WM | 23 | SW SE | 20.0 |

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.

Measurement, recording and reporting conditions:

- A. The water user shall maintain, in good working order, a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation (new and existing).
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where any meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The quantity of water diverted at the new points of appropriation, shall not exceed the quantity of water lawfully available from the original point of appropriation described as follows:


| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|------|------|-----|-----|-------|--|
| 39 S | 35 E | WM | 22 | NE SE | MCLEAN WELL NO. 1 - 1 CHAIN SOUTH AND 1.5 CHAINS WEST FROM E1/4 CORNER, SECTION 22 |

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

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described.

This certificate is issued to confirm a change in POINT OF APPROPRIATION approved by an order of the Water Resources Director entered DECEMBER 10, 2014, at Special Order Volume 93, Page 937, approving Transfer Application 11700, supersedes Certificate 31859, State record of Water Right Certificates.

Issued APR 19 2017


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