

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DENSON DRY CREEK LLC
 PO BOX 737
 HALFWAY OR 97834

confirms the right to use the waters of EAST PINE CREEK, TRIBUTARY of PINE CREEK for IRRIGATION of 130.1 ACRES, DOMESTIC AND STOCK USE FOR TRACT 1 AND IRRIGATION OF 3.6 ACRES, DOMESTIC AND STOCK USE FOR TRACT 3.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Baker County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 11, at Page 235. The date of priority is 1881 FOR TRACT 1 and 1914 FOR TRACT 3.

The amount of water used to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH of a cubic foot per second, measured at the point of diversion, and a total limitation of one acre-foot per acre during July, one acre-foot per acre during August, and one-half acre-foot during September of each year.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|-----|------|-----|-----|-------|--|
| 7 S | 46 E | WM | 32 | NE NE | HK OLIVER POD (ORIGINAL TRACT 3) – 1204 FEET SOUTH AND 1150 FEET WEST FROM NE CORNER, SECTION 32 |
| 8 S | 46 E | WM | 4 | SE SE | OLIVER AND SULLIVAN POD (ORIGINAL TRACT 1 & ADDITIONAL TRACT 3) - 200 FEET NORTH AND 100 FEET WEST FROM SE CORNER, SECTION 4 |

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

| Twp | Rng | Mer | Sec | Q-Q | Acres | Tract | POD |
|-----|------|-----|-----|-------|-------|-------|---------------------------------|
| 8 S | 46 E | WM | 3 | SW SE | 2.0 | 1 | OLIVER AND SULLIVAN |
| 8 S | 46 E | WM | 10 | NE NE | 4.0 | 1 | OLIVER AND SULLIVAN |
| 8 S | 46 E | WM | 10 | NW NE | 24.1 | 1 | OLIVER AND SULLIVAN |
| 8 S | 46 E | WM | 3 | SW SE | 37.0 | 3 | HK OLIVER & OLIVER AND SULLIVAN |
| 8 S | 46 E | WM | 3 | SE SE | 35.0 | 3 | HK OLIVER & OLIVER AND SULLIVAN |
| 8 S | 46 E | WM | 10 | NE NE | 23.0 | 3 | HK OLIVER & OLIVER AND SULLIVAN |
| 8 S | 46 E | WM | 10 | NW NE | 5.0 | 3 | HK OLIVER & OLIVER AND SULLIVAN |
| 8 S | 46 E | WM | 10 | NE NE | 3.6 | 3 | HK OLIVER & OLIVER AND SULLIVAN |

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 quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, in total shall not exceed the quantity of water lawfully available at the original point of diversion before it can be diverted at the new point of diversion.

The water user shall maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

The right to use water for irrigation purposes is restricted to the lands or place of use herein described and is subject to all other conditions and limitations contained in said Decree.

This certificate is issued to confirm a change in ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered DECEMBER 19, 2001, at Special Order Volume 55, Page 1342, approving Transfer Application T-6811, and together with Certificate 79016, supersedes Certificate 10426, State Record of Water Right Certificates.

Issued SEP 03 2020



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