

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WHITE HEREFORD RANCH INC.
31053 EBEN RAY LANE
BURNS OR 97720-9338

confirms the right to use the waters of THREE WELLS in the SILVIES RIVER BASIN within the MALHEUR LAKE BASIN for SUPPLEMENTAL IRRIGATION of 82.4 ACRES, BEING 65.9 ACRES FROM WELL 1 AND NEW WELL AND 16.5 ACRES FROM WELL 2 AND NEW WELL.

This right was perfected under Permit G-12720. The date of priority is JANUARY 4, 1995. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.03 CUBIC FEET PER SECOND (CFS), being 0.824 CFS from Well 1 and New Well and 0.206 from Well 2 and New Well.

WATER MAY BE APPROPRIATED FOR SUPPLEMENTAL IRRIGATION FROM MARCH 20 THROUGH SEPTEMBER 1 OF EACH YEAR.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
23 S	31 E	WM	5	NW NW	4	WELL 1 (ORIGINAL) - 1071 FEET SOUTH AND 296 FEET EAST FROM NW CORNER, SECTION 5
23 S	31 E	WM	6	SE NE		WELL 2 (ORIGINAL) - 1809 FEET SOUTH AND 285 FEET WEST FROM NE CORNER, SECTION 6
23 S	31 E	WM	5	NW NW	4	NEW WELL (ADDITIONAL) - 1350 FEET NORTH AND 330 FEET EAST FROM W1/4 CORNER, SECTION 5

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 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.

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.

A description of the place of use is as follows:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Wells
22 S	31 E	WM	31	SW SE		7.7	Well 1 and New Well
22 S	31 E	WM	31	SE SE		4.3	Well 1 and New Well
23 S	31 E	WM	5	NW NW	4	3.0	Well 1 and New Well
23 S	31 E	WM	5	SW NW		2.0	Well 1 and New Well
23 S	31 E	WM	6	NE NE	11	32.9	Well 1 and New Well
23 S	31 E	WM	6	NW NE	10	11.2	Well 1 and New Well
23 S	31 E	WM	6	SW NE	6	0.8	Well 1 and New Well
23 S	31 E	WM	6	SW NE	6	5.5	Well 2 and New Well
23 S	31 E	WM	6	SE NE		4.0	Well 1 and New Well
23 S	31 E	WM	6	SE NE		11.0	Well 2 and New Well

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device as approved by the Director in good working order 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 the meters or measuring devices are located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

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

The Director may require water level or pump test results 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 quantity of water diverted at the additional point of appropriation (New Well), together with that diverted at the original points of appropriation (Well 1 and Well 2), shall not exceed the quantity of water lawfully available at the original points of appropriation (Well 1 and Well 2) under Certificate 89525.

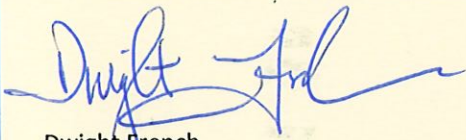
Water shall be acquired from the same aquifer (water source) as the original point of appropriation.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

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

This certificate is issued to confirm ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered APRIL 2, 2020, at Special Order Volume 116, Page 378, approving Transfer Application T-12903, supersedes Certificate 89525, State Record of Water Right Certificates.

Issued FEB 21 2025.



Dwight French
Water Right Services Division Administrator, for
Ivan Gall, Director
Oregon Water Resources Department

