

Silver Sage**Parcel Information**

<u>Account #</u>	<u>Legal</u>	<u>Acres</u>	<u>Taxes</u>
23595	25S30E00-00-03000	40.00	\$301.00
23025	25S30E00-00-02700	80.00	\$479.16
92700	25S30E00-00-00601	120.00	\$263.25
23022	25S30E00-00-03200	40.00	\$131.81
23027	25S30E00-00-03300	80.00	\$631.79
23024	25S30E00-00-02600	560.00	\$2,641.96
93563	25S30E00-00-02502	80.00	\$33.57
26049	25S30E00-00-03800	40.00	\$8.58
93562	25S30E00-00-02501	158.69	\$1,106.38
23637	25S30E00-00-03700	160.00	\$1,192.69
59238	25S30E00-00-02002	280.00	\$1,952.73
45031	26S30N00-00-00700	160.00	\$1,227.97
45033	26S30N00-00-00800	760.00	\$4,325.70
23029	25S30E00-00-02500	280.00	\$1,969.74
45090	26S30N00-00-00900	40.00	\$406.66
23597	25S30E00-00-03500	160.00	\$775.92
23596	25S30E00-00-03400	40.00	\$14.95
45034	26S30N00-00-01300	440.00	\$2,319.11
47576	26S30N00-00-01000	80.00	\$110.30
45036	26S30N00-00-01100	40.00	\$89.32
47576	26S30N00-00-01000	80.00	\$110.30
47596	26S30N00-00-02500	160.00	\$59.83
45046	26S30N00-00-02200	80.00	\$36.71
45035	26S30N00-00-01200	800.00	\$6,026.73
23023	25S30E00-00-03600	120.00	\$3,456.90
TOTALS		4,878.69	\$29,673.06

Improvements

<u>Account #</u>	<u>Name</u>	<u>Year</u>	<u>Size - Sqft</u>
93562	Corrals	--	--
45035	Shop	1973	3,200
23023	Truck Scales - 60 Ton	2017	--
23023	Hay Cover	2017	2,592
23023	Hay Cover	2017	6,480
23023	Hay Cover	2017	6,480
23023	Hay Cover	2016	6,480
23023	Hay Cover	2016	6,480
23023	Hay Cover	2016	6,480
23023	Shop	2017	4,272

Irrigation

<u>CERT#</u>	<u>PRIMARY</u>	<u>SUPP.</u>	<u>PRIORITY DATE</u>	<u>SOURCE</u>
95738	304.60	128.10	4/10/1981	Well
95743	434.62	--	3/10/2011	Well

96175	273.8	--	2/21/2006	Well
95741	355.9	--	6/7/2012	Well
95740	400	--	12/17/2007	Well
96174	393.6	--	5/16/2005	Well
95656	393.5	--	7/20/1995	Well
95739	128.1	--	10/21/1970	Well
95742	37.6	--	11/24/2008	Well
Total	2,721.72	128.10		
Notes:				

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CHARLES EGGERT
LOUANNA EGGERT
18555 SW TETON AVE
TUALATIN OR 97062

NORTHWEST FARM CREDIT SERVICES
650 HAWTHORNE AVE SE SUITE 210
SALEM OR 97301

confirms the right to the use of water perfected under the terms of Permit G-17991. 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 point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17146

SOURCE OF WATER: TEN WELLS IN HARNEY LAKE BASIN

PURPOSE or USE: IRRIGATION USE ON 37.6 ACRES

MAXIMUM RATE: 0.47 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: NOVEMBER 24, 2008

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Owner Well #
26 S	30 E	WM	03	NW NW	4	HARN 51765 – 6310 FEET SOUTH AND 415 FEET EAST FROM NW CORNER, SECTION 34, TOWNSHIP 25S RANGE 30E	10
26 S	30 E	WM	03	NW NW	4	HARN 51760 – 6340 FEET SOUTH AND 330 FEET EAST FROM NW CORNER, SECTION 34, TOWNSHIP 25S RANGE 30E	11
26 S	30 E	WM	04	NE NW	3	HARN 51445 – 6415 FEET SOUTH AND 2745 FEET WEST FROM NE CORNER, SECTION 33, TOWNSHIP 25S RANGE 30E	13
25 S	30 E	WM	29	SW SE		HARN 52121 – 635 FEET NORTH AND 1605 FEET WEST FROM SE CORNER, SECTION 29	16
25 S	30 E	WM	29	SW SE		HARN 52170 – 785 FEET NORTH AND 1630 FEET WEST FROM SE CORNER, SECTION 29	18

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 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Owner Well #
25 S	30 E	WM	33	SE NW		HARN 51817 – 2690 FEET SOUTH AND 2890 FEET WEST FROM NE CORNER, SECTION 33	12
25 S	30 E	WM	33	SE SE		HARN 51871 – 4314 FEET SOUTH AND 870 FEET WEST FROM NE CORNER, SECTION 33	14
25 S	30 E	WM	33	SE SE		HARN 51970 – 4314 FEET SOUTH AND 920 FEET WEST FROM NE CORNER, SECTION 33	15
25 S	30 E	WM	34	SE SW		HARN 51272 – 4725 FEET SOUTH AND 1877 FEET EAST FROM NW CORNER, SECTION 34	7
26 S	30 E	WM	03	NW NW	4	HARN 52154 – 6300 FEET SOUTH AND 440 FEET EAST FROM NW CORNER, SECTION 34, TOWNSHIP 25S RANGE 30E	17

The amount of water used for irrigation under this right, 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 and 3.0 acre-feet 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	Acres
25 S	30 E	WM	34	SW NW	0.2
25 S	30 E	WM	34	SE NW	8.2
25 S	30 E	WM	34	NE SW	26.2
25 S	30 E	WM	34	NW SW	3.0

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.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where any meter or measuring device is 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 period of water use and the place and nature of use of water under the right.
- D. The Director may provide an opportunity for the water user to submit alternative measuring and reporting procedure for review and approval.

The quantity of water diverted at the new points of appropriation (wells), together with that diverted at the old point of appropriation, shall not exceed the quantity of water available from the original point of appropriation located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	30 E	WM	33	SE SW	HARN 51448 – 4423 FEET SOUTH AND 2750 FEET WEST FROM NE CORNER, SECTION 33

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the right. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The water user shall report annual March static water-level measurements whether or not the well is used. The reference level against which future measurements will be compared is 97.88 feet below ground surface for Well HARN 51448. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045.

The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this right. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

The water user shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

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.

The well(s) 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 adequate to determine the water level elevation in the well at all times.

The use may be restricted if the quality of the downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

The Director may require water level or pump test results every ten years.

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

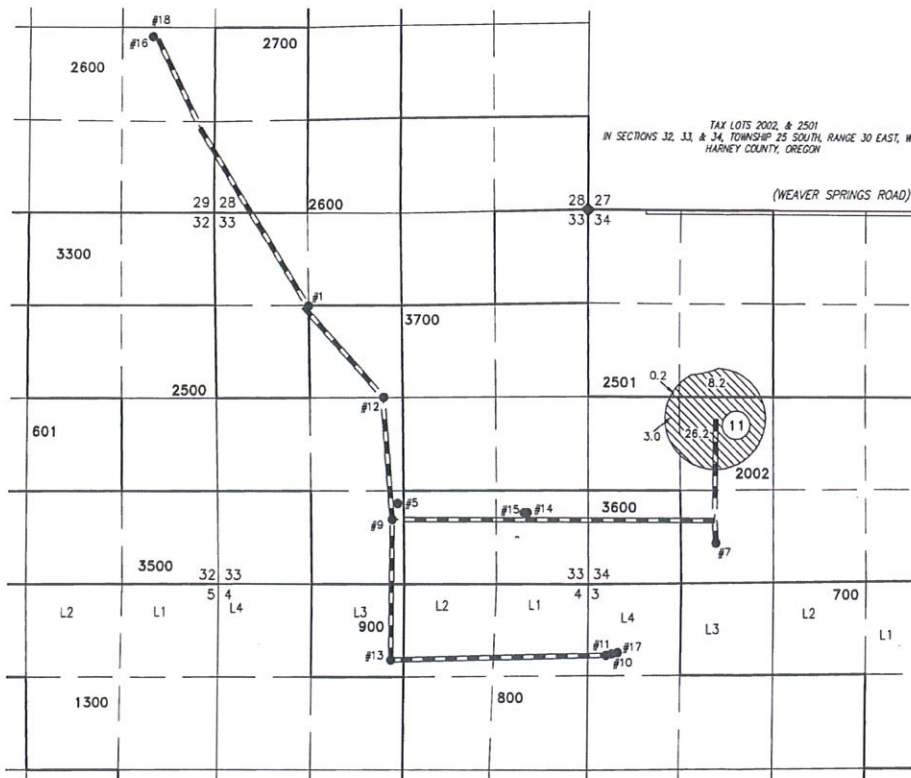
Issued OCT 01 2021.

A handwritten signature in blue ink, appearing to read "Dwight French", is written over the printed name.

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

TAX LOTS 2002, & 2501
IN SECTIONS 32, 33, & 34, TOWNSHIP 25 SOUTH, RANGE 30 EAST, W.M.
HARNEY COUNTY, OREGON

TRANSFER MAP TO ACCOMPANY
APPLICATION TO ADD POINTS OF
APPROPRIATION & CHANGE PLACE OF
USE FOR
RATTLESNAKE LAND & CATTLE



- #1 WELL #1 (HARN 1094) PROPOSED 1317' SOUTH & 1355' EAST FROM THE NW CORNER SECTION 33.
- #5 WELL #5 (HARN 51146) PROPOSED 4185' SOUTH & 2672' WEST FROM THE NE CORNER SECTION 33.
- #7 WELL #7 (HARN 51272) AUTHORIZED 4725' SOUTH & 1877' EAST FROM THE NW CORNER SECTION 34.
- #9 WELL #9 (HARN 51448) AUTHORIZED 4423' SOUTH & 2750' WEST FROM THE NE CORNER SECTION 33.
- #10 WELL #10 (HARN 51765) PROPOSED 6310' SOUTH & 415' EAST FROM THE NW CORNER SECTION 34.
- #11 WELL #11 (HARN 51760) PROPOSED 6340' SOUTH & 330' EAST FROM THE NW CORNER SECTION 34.
- #12 WELL #12 (HARN 51817) PROPOSED 2690' SOUTH & 2890' WEST FROM THE NE CORNER SECTION 33.
- #13 WELL #13 (HARN 51445) PROPOSED 6415' SOUTH & 2745' WEST FROM THE NE CORNER SECTION 33.
- #14 WELL #14 (HARN 51871) PROPOSED 4314' SOUTH & 870' WEST FROM THE NE CORNER SECTION 33.
- #15 WELL #15 (HARN 51970) PROPOSED 4314' SOUTH & 920' WEST FROM THE NE CORNER SECTION 33.
- #16 WELL #16 (HARN 52121) PROPOSED 1200' NORTH & 900' WEST FROM THE SE CORNER SECTION 29.
- #17 WELL #17 (HARN 52154) PROPOSED 5300' SOUTH & 440' EAST FROM THE NW CORNER SECTION 34.
- #18 WELL #18 (HARN 52170) PROPOSED 1200' NORTH & 850' WEST FROM THE SE CORNER SECTION 29.

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

RECEIVED BY OWRD

JAN 22 2016

SALEM, OR

BURIED 6 OR 8 INCH STEEL PIPE

1 OWNER'S PIVOT NUMBER

37.6 ACRES PRIMARY IRRIGATION FROM PERMIT G-16829 TRANSFERRED, AS SHOWN

PROJECT No. 15-001

PREPARED AT THE REQUEST OF:

ANDY ROOT
524 HIGHWAY 20 N
HINES, OR 97738

ALL POINTS ENGINEERING & SURVEYING, INC.

P.O. BOX 767
TERREBONNE, OREGON 97760
(541) 548-5833 PH
Scott@APEandS.com
www.APEandS.com



RENEWAL DATE: 12/31/2016

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CHARLES W. EGGERT
LOUANNA EGGERT
18555 SW TETON AVE
TUALATIN OR 97062

NORTHWEST FARM CREDIT SERVICES
650 HAWTHORNE AVE SE SUITE 210
SALEM OR 97301

confirms the right to the use of water perfected under the terms of Permit G-17992. 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 point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17452

SOURCE OF WATER: TEN WELLS IN HARNEY LAKE BASIN

PURPOSE or USE: IRRIGATION OF 434.62 ACRES

MAXIMUM RATE: 7.26 CUBIC FEET PER SECOND; IN ANY COMBINATION BETWEEN THE WELLS, FURTHER LIMITED TO THE RATE OF EACH WELL AS LISTED BELOW:

WELL #7	0.87 CFS
WELL #10	2.36 CFS
WELL #11	5.84 CFS
WELL #12	5.84 CFS
WELL #13	1.50 CFS
WELL #14	2.24 CFS
WELL #15	3.81 CFS
WELL #16	0.89 CFS
WELL #17	5.01 CFS
WELL #18	2.03 CFS

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: MARCH 10, 2011

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 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

The wells are located as follows:

ORIGINAL WELLS							
Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Owner Well #
26 S	30 E	WM	03	NW NW	4	HARN 51765 – 6310 FEET SOUTH AND 415 FEET EAST FROM NW CORNER, SECTION 34, T25S R30E	10
26 S	30 E	WM	03	NW NW	4	HARN 51760 – 6340 FEET SOUTH AND 330 FEET EAST FROM NW CORNER, SECTION 34, T25S R30E	11
26 S	30 E	WM	04	NE NW	3	HARN 51445 – 6415 FEET SOUTH AND 2745 FEET WEST FROM NE CORNER, SECTION 33, T25S R30E	13

ADDITIONAL WELLS							
Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Owner Well #
25 S	30 E	WM	29	NE SE		HARN 52121 – 1200 FEET NORTH AND 900 FEET WEST FROM S1/16 CORNER, SECTIONS 28 AND 29	16
25 S	30 E	WM	29	NE SE		HARN 52170 – 1200 FEET NORTH AND 850 FEET WEST FROM S1/16 CORNER, SECTIONS 28 AND 29	18
25 S	30 E	WM	33	SE NW		HARN 51817 – 2690 FEET SOUTH AND 2890 FEET WEST FROM NE CORNER, SECTION 33	12
25 S	30 E	WM	33	SE SE		HARN 51871 – 4314 FEET SOUTH AND 870 FEET WEST FROM NE CORNER, SECTION 33	14
25 S	30 E	WM	33	SE SE		HARN 51970 – 4314 FEET SOUTH AND 920 FEET WEST FROM NE CORNER, SECTION 33	15
25 S	30 E	WM	34	SE SW		HARN 51272 – 4725 FEET SOUTH AND 1877 FEET EAST FROM NW CORNER, SECTION 34	7
26 S	30 E	WM	03	NW NW	4	HARN 52154 – 6300 FEET SOUTH AND 440 FEET EAST FROM NW CORNER, SECTION 34, T25S R30E	17

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-SIXTIETH of one cubic foot per second and 3.0 acre-feet 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
25 S	30 E	WM	34	SE SW		0.17
25 S	30 E	WM	34	SW SE		1.08
26 S	30 E	WM	3	NW NE	2	30.31
26 S	30 E	WM	3	SW NE		34.66
26 S	30 E	WM	3	SE NE		0.69
26 S	30 E	WM	3	NE NW	3	21.00
26 S	30 E	WM	3	NW NW	4	9.04
26 S	30 E	WM	3	SW NW		40.06
26 S	30 E	WM	3	SE NW		38.41
26 S	30 E	WM	3	NE SW		23.05
26 S	30 E	WM	3	NW SW		11.23
26 S	30 E	WM	3	SW SW		26.30
26 S	30 E	WM	3	SE SW		24.65
26 S	30 E	WM	3	NW SE		30.31

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
26 S	30 E	WM	3	SW SE		11.60
26 S	30 E	WM	4	SE NE		0.93
26 S	30 E	WM	4	SW SE		32.77
26 S	30 E	WM	4	SE SE		28.39
26 S	30 E	WM	9	NE NE		31.80
26 S	30 E	WM	9	NW NE		33.65
26 S	30 E	WM	9	SW NE		0.35
26 S	30 E	WM	9	SE NE		0.31
26 S	30 E	WM	10	NE NW		0.65
26 S	30 E	WM	10	NW NW		3.21

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.
- B. The water user shall keep a complete record of the amount of water diverted each month, and shall report which included the recorded water-use measurements to the Department annually or more frequently as maybe required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- C. The water user shall allow the watermaster access to the meter or measuring device; provided however, where any meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the water user to submit alternative measuring and reporting procedure for review and approval.

The quantity of water diverted at the new points of appropriation (wells), together with that diverted at the old point of appropriation, shall not exceed the quantity of water available from the original point of appropriation located as follows:

ORIGINAL WELLS							
Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Owner Well Number
25 S	30 E	WM	33	SW NE		HARN 51146 – 4195 FEET SOUTH AND 2672 FEET WEST FROM NE CORNER, SECTION 33	
25 S	30 E	WM	33	SE SW		HARN 51448 – 4423 FEET SOUTH AND 2750 FEET WEST FROM NE CORNER, SECTION 33	
26 S	30 E	WM	03	NW NW	4	HARN 51765 – 6310 FEET SOUTH AND 415 FEET EAST FROM NW CORNER, SECTION 34	10
26 S	30 E	WM	03	NW NW	4	HARN 51760 – 6340 FEET SOUTH AND 330 FEET EAST FROM NW CORNER, SECTION 34	11
26 S	30 E	WM	04	NE NW	3	HARN 51445 – 6415 FEET SOUTH AND 2745 FEET WEST FROM NE CORNER, SECTION 33	13

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the right. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The water user shall report annual March static water-level measurements whether or not the well is used. The reference level against which future measurements will be compared is 120.77 feet below ground surface for Well #10 (HARN 51765); 131.91 feet below ground surface for Well #11 (HARN 51760); 139.18 feet below ground surface for Well #13 (HARN 51445); 119.55 feet below ground surface for Well HARN 51146; and 111.05 feet below ground surface for HARN 51448. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional

engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this right. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

The water user shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

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.

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 well(s) 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 adequate to determine the water level elevation in the well at all times.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

The Director may require water level or pump test results every ten years.


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

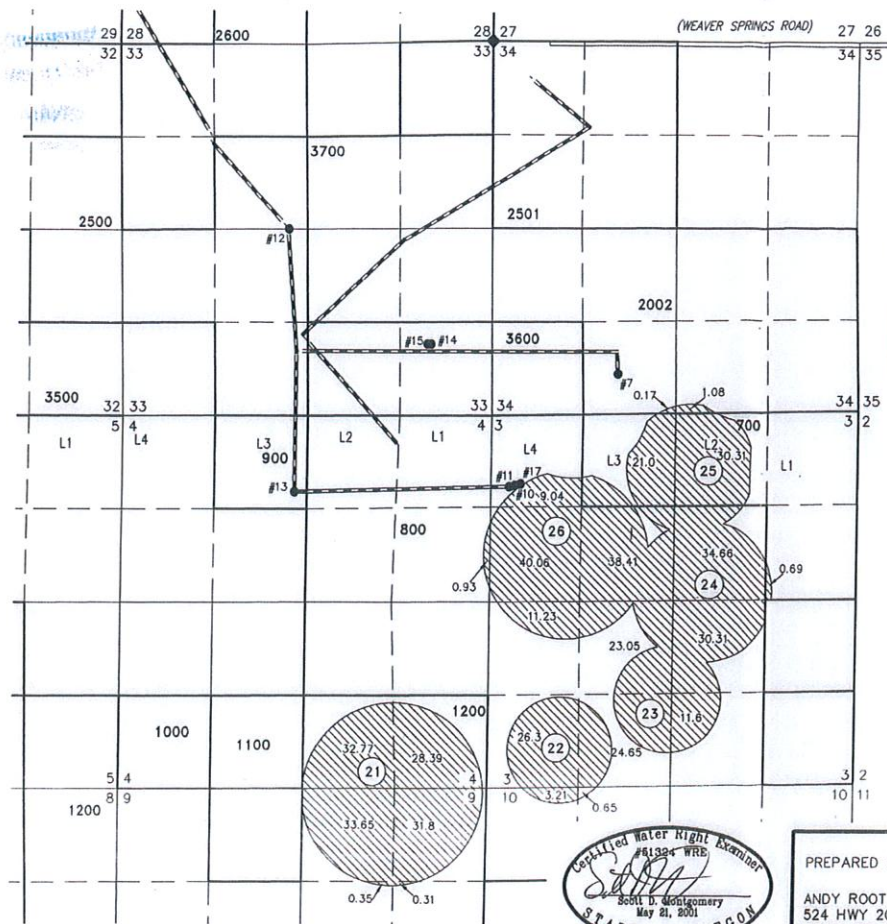
acknowledged land-use plan.

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

Issued **OCT 01 2021**



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



FINAL PROOF MAP

TO ADD POINTS OF APPROPRIATION
FOR PERMIT APPLICATION G-17452

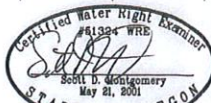
SECTION 34, TOWNSHIP 25 SOUTH, RANGE 30 EAST, W.M.
TAX LOT: 2002 &
SECTIONS 3, 4, 9, & 10 TOWNSHIP 26 SOUTH, RANGE 30 EAST, W.M.
TAX LOTS: 700, 800, & 1200

- #7 (HARN 51272) AUTHORIZED
4725' SOUTH & 1877' EAST FROM THE
NW CORNER SECTION 34. FLOW METER
IS LOCATED 6 FEET SW FROM WELL.
- #10 (HARN 51765) PROPOSED
8310' SOUTH & 415' EAST FROM THE
NW CORNER SECTION 34. FLOW METER
IS LOCATED 7 FEET SOUTH FROM WELL.
- #11 (HARN 51760) PROPOSED
8340' SOUTH & 330' EAST FROM THE
NW CORNER SECTION 34. FLOW METER
IS LOCATED 7 FEET SOUTH FROM WELL.
- #12 (HARN 51817) PROPOSED
2890' SOUTH & 2890' WEST FROM THE
NE CORNER SECTION 33. FLOW METER
IS LOCATED 6 FEET WEST FROM WELL.
- #13 (HARN 51445) AUTHORIZED
6415' SOUTH & 2745' WEST FROM THE
NE CORNER SECTION 33. FLOW METER
IS LOCATED 6 FEET NORTH FROM WELL.
- #14 (HARN 51871) PROPOSED
4314' SOUTH & 870' WEST FROM THE
NE CORNER SECTION 33. FLOW METER
IS LOCATED 6 FEET SOUTH FROM WELL.
- #15 (HARN 51970) PROPOSED
4314' SOUTH & 920' WEST FROM THE
NE CORNER SECTION 33. FLOW METER
IS LOCATED 7 FEET SOUTH FROM WELL.
- #16 (HARN 52121) PROPOSED
1200' NORTH & 900' WEST FROM THE S
1/16 CORNER OF SECTIONS 28 & 29. FLOW
METER IS LOCATED 6 FEET SOUTH FROM WELL.
- #17 (HARN 52154) PROPOSED
8300' SOUTH & 440' EAST FROM THE
NW CORNER SECTION 34. FLOW METER
IS LOCATED 7 FEET WEST FROM WELL.
- #18 (HARN 52170) PROPOSED
1200' NORTH & 850' WEST FROM THE S
1/16 CORNER OF SECTIONS 28 & 29.
FLOW METER IS LOCATED 6 FEET EAST
FROM WELL.

BURIED 6 OR 8 INCH STEEL PIPE

1 OWNER'S PIVOT NUMBER

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT
ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR
THE LOCATION OF PROPERTY LINES



RENEWAL DATE: 12/31/2018

PREPARED FOR:

ANDY ROOT
524 HWY 20N
HINES, OR 97738

PREPARED BY:



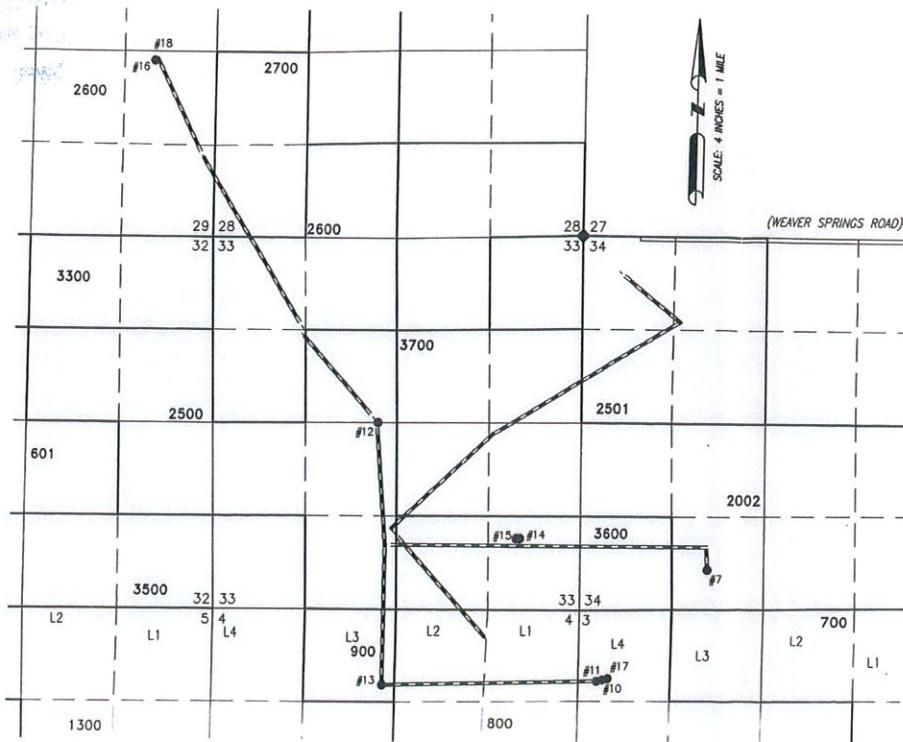
ALL POINTS ENGINEERING AND SURVEYING, INC.
P.O. BOX 767 TERREBONNE, OR 97760
(541) 548-5833 www.APEandS.com

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FINAL PROOF MAP

TO ADD POINTS OF APPROPRIATION
FOR PERMIT APPLICATION G-17452

SECTION 34, TOWNSHIP 25 SOUTH, RANGE 30 EAST, W.M.
TAX LOT: 2002 &
SECTIONS 3, 4, 9, & 10 TOWNSHIP 26 SOUTH, RANGE 30 EAST, W.M.
TAX LOTS: 700, 800, & 1200



- #7. WELL #7 (HARN 51272) AUTHORIZED 4725' SOUTH & 1877' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 6 FEET SW FROM WELL.
- #10. WELL #10 (HARN 51765) PROPOSED 6310' SOUTH & 415' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 7 FEET SOUTH FROM WELL.
- #11. WELL #11 (HARN 51760) PROPOSED 6340' SOUTH & 330' EAST FROM THE NE CORNER SECTION 34. FLOW METER IS LOCATED 7 FEET SOUTH FROM WELL.
- #12. WELL #12 (HARN 51817) PROPOSED 2890' SOUTH & 28900' WEST FROM THE NE CORNER SECTION 33. FLOW METER IS LOCATED 6 FEET WEST FROM WELL.
- #13. WELL #13 (HARN 51445) AUTHORIZED 6415' SOUTH & 2745' WEST FROM THE NE CORNER SECTION 33. FLOW METER IS LOCATED 6 FEET NORTH FROM WELL.
- #14. WELL #14 (HARN 51871) PROPOSED 4314' SOUTH & 870' WEST FROM THE NE CORNER SECTION 33. FLOW METER IS LOCATED 6 FEET SOUTH FROM WELL.
- #15. WELL #15 (HARN 51970) PROPOSED 4314' SOUTH & 920' WEST FROM THE NE CORNER SECTION 33. FLOW METER IS LOCATED 7 FEET SOUTH FROM WELL.
- #16. WELL #16 (HARN 52121) PROPOSED 1200' NORTH & 900' WEST FROM THE S 1/16 CORNER OF SECTIONS 28 & 29. FLOW METER IS LOCATED 6 FEET SOUTH FROM WELL.
- #17. WELL #17 (HARN 52154) PROPOSED 6300' SOUTH & 440' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 7 FEET WEST FROM WELL.
- #18. WELL #18 (HARN 52170) PROPOSED 1200' NORTH & 850' WEST FROM THE S 1/16 CORNER OF SECTIONS 28 & 29. FLOW METER IS LOCATED 6 FEET EAST FROM WELL.

BURIED 6 OR 8 INCH STEEL PIPE
1 OWNER'S PIVOT NUMBER
434.62 ACRES 1/4 FROM PERMIT G-17992, AS SHOWN.

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES



RENEWAL DATE: 12/31/2018

PREPARED FOR:

ANDY ROOT
524 HWY 20N
HINES, OR 97738

PREPARED BY:



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P.O. BOX 767 TERREBONNE, OR 97760
(541) 548-5833 www.APEandS.com

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CHARLES W EGGERT
LOUANNA EGGERT
18555 SW TETON AVE
TUALATIN OR 97062

NORTHWEST FARM CREDIT SERVICES FLCA
650 HAWTHORNE AVE SE SUITE 210
SALEM OR 97301

confirms the right to the use of water perfected under the terms of Permit G-17990. 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 point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17561

SOURCE OF WATER: TEN WELLS IN HARNEY LAKE BASIN

PURPOSE or USE: IRRIGATION OF 355.9 ACRES

MAXIMUM RATE: 5.9 CUBIC FEET PER SECOND; IN ANY COMBINATION BETWEEN THE WELLS, FURTHER LIMITED TO THE RATE OF EACH WELL AS LISTED BELOW:

WELL #7	0.87 CFS
WELL #10	2.36 CFS
WELL #11	5.84 CFS
WELL #12	5.84 CFS
WELL #13	1.50 CFS
WELL #14	2.24 CFS
WELL #15	3.81 CFS
WELL #16	0.89 CFS
WELL #17	5.01 CFS
WELL #18	2.03 CFS

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JUNE 7, 2012

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 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

The wells are located as follows:

ORIGINAL WELLS							
Twtp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Owner Well #
25 S	30 E	WM	33	SE NW		HARN 51817 – 2690 FEET SOUTH AND 2890 FEET WEST FROM NE CORNER, SECTION 33	12
25 S	30 E	WM	33	SE SE		HARN 51871 – 4314 FEET SOUTH AND 870 FEET WEST FROM NE CORNER, SECTION 33	14
25 S	30 E	WM	33	SE SE		HARN 51970 – 4314 FEET SOUTH AND 920 FEET WEST FROM NE CORNER, SECTION 33	15
26 S	30 E	WM	03	NW NW	4	HARN 51765 – 6310 FEET SOUTH AND 415 FEET EAST FROM NW CORNER, SECTION 34, TOWNSHIP 25S RANGE 30E	10
26 S	30 E	WM	03	NW NW	4	HARN 51760 – 6340 FEET SOUTH AND 330 FEET EAST FROM NW CORNER, SECTION 34, TOWNSHIP 25S RANGE 30E	11
26 S	30 E	WM	04	NE NW	3	HARN 51445 – 6415 FEET SOUTH AND 2745 FEET WEST FROM NE CORNER, SECTION 33, TOWNSHIP 25S RANGE 30E	13

ADDITIONAL WELLS							
Twtp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Owner Well #
25 S	30 E	WM	29	SW SE		HARN 52121 – 635 FEET NORTH AND 1605 FEET WEST FROM SE CORNER, SECTION 29	16
25 S	30 E	WM	29	SW SE		HARN 52170 – 785 FEET NORTH AND 1630 FEET WEST FROM SE CORNER, SECTION 29	18
25 S	30 E	WM	34	SE SW		HARN 51272 – 4725 FEET SOUTH AND 1877 FEET EAST FROM NW CORNER, SECTION 34	7
26 S	30 E	WM	03	NW NW	4	HARN 52154 – 6300 FEET SOUTH AND 440 FEET EAST FROM NW CORNER, SECTION 34, TOWNSHIP 25S RANGE 30E	17

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-SIXTIETH of one cubic foot per second and 3.0 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:

Twtp	Rng	Mer	Sec	Q-Q	GLot	Acres
25 S	30 E	WM	29	SW NE		33.6
25 S	30 E	WM	29	SE NE		8.2
25 S	30 E	WM	29	NE NW		35.3
25 S	30 E	WM	29	SE NW		38.3
25 S	30 E	WM	29	NE SW		22.6
25 S	30 E	WM	29	SE SW		17.4
25 S	30 E	WM	29	NW SE		10.2
25 S	30 E	WM	29	SW SE		27.0
25 S	30 E	WM	32	NW NE		7.8
25 S	30 E	WM	32	SW NE		0.5
25 S	30 E	WM	32	NE NW		28.8
25 S	30 E	WM	32	SE NW		18.2
26 S	30 E	WM	4	SE NW		0.7

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
26 S	30 E	WM	4	NE SW		35.4
26 S	30 E	WM	4	NW SW		7.7
26 S	30 E	WM	4	SE SW		0.6
26 S	30 E	WM	4	NE SE		28.2
26 S	30 E	WM	4	NW SE		33.9
26 S	30 E	WM	4	SW SE		0.8
26 S	30 E	WM	4	SE SE		0.7

Measurement, recording, and reporting conditions:

- A. The water user shall maintain a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation.
- B. The water user shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually or more frequently as maybe required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- C. The water user shall allow the watermaster access to the meter or measuring device; provided however, where any meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the water user to submit alternative measuring and reporting procedure for review and approval.

The quantity of water diverted at the new points of appropriation (wells), together with that diverted at the old point of appropriation, shall not exceed the quantity of water available from the original point of appropriation located as follows:

ORIGINAL WELLS							
Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Owner Well Number
25 S	30 E	WM	33	SE SW		HARN 51448 – 4423 FEET SOUTH AND 2750 FEET WEST FROM NE CORNER, SECTION 33	9
26 S	30 E	WM	03	NW NW	4	HARN 51765 – 6310 FEET SOUTH AND 415 FEET EAST FROM NW CORNER, SECTION 34	10
26 S	30 E	WM	03	NW NW	4	HARN 51760 – 6340 FEET SOUTH AND 330 FEET EAST FROM NW CORNER, SECTION 34	11
25 S	30 E	WM	33	SE NW		HARN 51817 – 2690 FEET SOUTH AND 2890 FEET WEST FROM NE CORNER, SECTION 33	12
26 S	30 E	WM	04	NE NW	3	HARN 51445 – 6415 FEET SOUTH AND 2745 FEET WEST FROM NE CORNER, SECTION 33	13
25 S	30 E	WM	33	SE SE		HARN 51871 – 4314 FEET SOUTH AND 870 FEET WEST FROM NE CORNER, SECTION 33	14
25 S	30 E	WM	33	SE SE		HARN 51970 – 4314 FEET SOUTH AND 920 FEET WEST FROM NE CORNER, SECTION 33	15

The water user shall ensure that each well listed on this right has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the right. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The water user shall report annual March static water-level measurements whether or not the well is used. The reference level against which future measurements will be compared is 120.77 feet below ground surface for Well #10 (HARN 51765); 131.91 feet below ground surface for Well #11 (HARN 51760); 114.15 feet below ground surface for Well #12 (HARN 51817); 110.45 feet below ground surface for Well #15 (HARN 51970); 139.18 feet below ground surface for Well # 13 (HARN 51445); and 109.35 feet below ground surface for Well # 14 (HARN 51871). The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The Department may require the discontinuance of groundwater use, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this right. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

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.

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 well(s) 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 adequate to determine the water level elevation in the well at all times.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

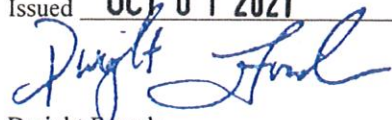
The Director may require water level or pump test results every ten years.

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.

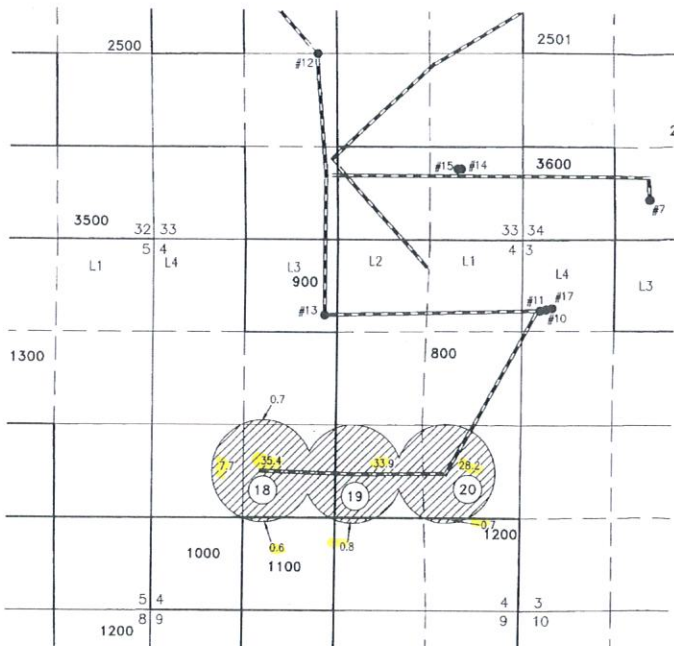
The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described.

Issued **OCT 01 2021**



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





FINAL PROOF MAP

TO ADD POINTS OF APPROPRIATION
FOR PERMIT APPLICATION G-17561

SECTION 4, TOWNSHIP 26 SOUTH, RANGE 30 EAST, W.M.
TAX LOTS: 800, 1100, & 1200

- #7. WELL #7 (HARN 51272) LOCATED 4725' SOUTH & 1877' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 6 FEET SW FROM WELL.
- #10. WELL #10 (HARN 51765) LOCATED 6310' SOUTH & 415' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 7 FEET SOUTH FROM WELL.
- #11. WELL #11 (HARN 51780) LOCATED 6340' SOUTH & 330' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 7 FEET SOUTH FROM WELL.
- #12. WELL #12 (HARN 51817) LOCATED 2690' SOUTH & 2890' WEST FROM THE NE CORNER SECTION 33. FLOW METER IS LOCATED 6 FEET WEST FROM WELL.
- #13. WELL #13 (HARN 51445) LOCATED 6415' SOUTH & 2745' WEST FROM THE NE CORNER SECTION 33. FLOW METER IS LOCATED 6 FEET NORTH FROM WELL.
- #14. WELL #14 (HARN 51871) LOCATED 4314' SOUTH & 870' WEST FROM THE NE CORNER SECTION 33. FLOW METER IS LOCATED 6 FEET SOUTH FROM WELL.
- #15. WELL #15 (HARN 51970) LOCATED 4314' SOUTH & 920' WEST FROM THE NE CORNER SECTION 33. FLOW METER IS LOCATED 7 FEET SOUTH FROM WELL.
- #16. WELL #16 (HARN 52121) LOCATED 635' NORTH & 1605' WEST FROM THE SE CORNER OF SECTION 29. FLOW METER IS LOCATED 6 FEET SOUTH FROM WELL.
- #17. WELL #17 (HARN 52154) LOCATED 6300' SOUTH & 440' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 7 FEET WEST FROM WELL.
- #18. WELL #18 (HARN 52170) LOCATED 788' NORTH & 1630' WEST FROM THE SE CORNER OF SECTION 29. FLOW METER IS LOCATED 6 FEET EAST FROM WELL.

BURIED 6 OR 8 INCH STEEL PIPE

1 OWNER'S PIVOT NUMBER

108.0 ACRES OF 355.9 ACRES "0" FROM PERMIT APPLICATION G-17561, AS SHOWN.

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES

1156
(243)



RENEWAL DATE: 12/31/2018

PREPARED FOR:

ANDY ROOT
524 HWY 20N
HINES, OR 97738

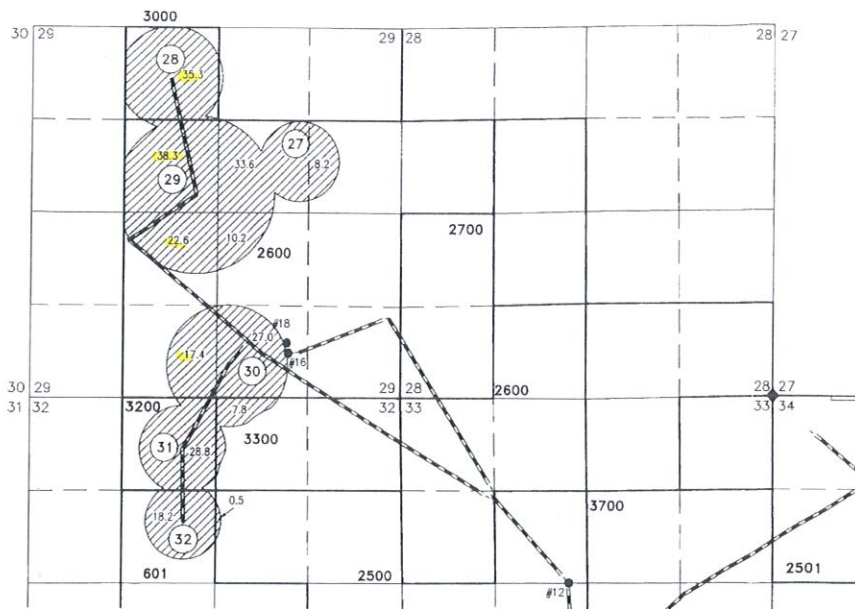
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(541) 548-5833 www.APEandS.com

1156 (243)





FINAL PROOF MAP

TO ADD POINTS OF APPROPRIATION
FOR PERMIT APPLICATION G-17561

SECTIONS 29 & 32, TOWNSHIP 25 SOUTH, RANGE 30 EAST, W.M.
TAX LOTS: 601, 2500, 2600, 3000, 3200, & 3300

- #2
WELL #7 (HARN 51272) LOCATED
4725' SOUTH & 1877' EAST FROM THE
NW CORNER SECTION 34. FLOW METER
IS LOCATED 6 FEET SW FROM WELL.
- #10
WELL #10 (HARN 51765) LOCATED
6310' SOUTH & 415' EAST FROM THE
NW CORNER SECTION 34. FLOW METER
IS LOCATED 7 FEET SOUTH FROM WELL.
- #11
WELL #11 (HARN 51760) LOCATED 6340'
SOUTH & 330' EAST FROM THE NW
CORNER SECTION 34. FLOW METER IS
LOCATED 7 FEET SOUTH FROM WELL.
- #12
WELL #12 (HARN 51817) LOCATED
2690' SOUTH & 2890' WEST FROM THE
NE CORNER SECTION 33. FLOW METER
IS LOCATED 6 FEET WEST FROM WELL.
- #13
WELL #13 (HARN 51445) LOCATED
6415' SOUTH & 2745' WEST FROM THE
NE CORNER SECTION 33. FLOW METER
IS LOCATED 6 FEET NORTH FROM WELL.
- #14
WELL #14 (HARN 51871) LOCATED
4314' SOUTH & 870' WEST FROM THE
NE CORNER SECTION 33. FLOW METER
IS LOCATED 6 FEET SOUTH FROM WELL.
- #15
WELL #15 (HARN 51970) LOCATED
4314' SOUTH & 320' WEST FROM THE
NE CORNER SECTION 33. FLOW METER
IS LOCATED 7 FEET SOUTH FROM WELL.
- #16
WELL #16 (HARN 52121) LOCATED
635' NORTH & 1605' WEST FROM THE SE
CORNER OF SECTION 29. FLOW METER IS
LOCATED 6 FEET SOUTH FROM WELL.
- #17
WELL #17 (HARN 52154) LOCATED
6300' SOUTH & 440' EAST FROM THE
NW CORNER SECTION 34. FLOW METER
IS LOCATED 7 FEET WEST FROM WELL.
- #18
WELL #18 (HARN 52170) LOCATED
785' NORTH & 1630' WEST FROM THE
SE CORNER OF SECTION 29. FLOW
METER IS LOCATED 6 FEET EAST FROM
WELL.

BURIED 6 OR 8 INCH STEEL PIPE

1 OWNER'S PIVOT NUMBER

247.9 ACRES OF 355.9 ACRES 1/4"
FROM PERMIT APPLICATION G-17561,
AS SHOWN.

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT
ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR
THE LOCATION OF PROPERTY LINES

1156
(1 of 3)



RENEWAL DATE: 12/31/2018

PREPARED FOR:

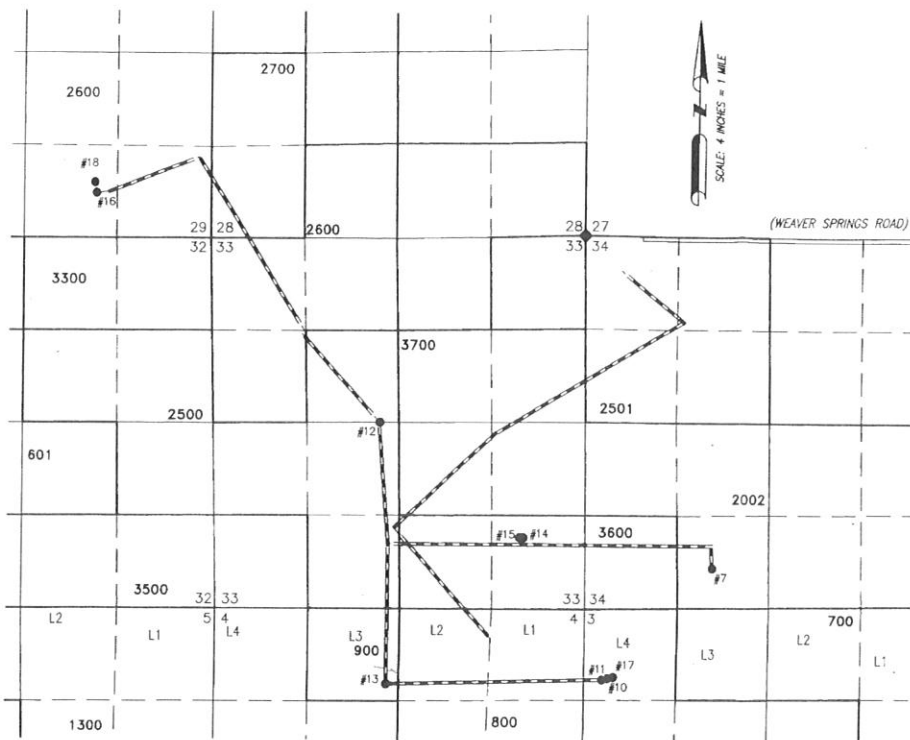
ANDY ROOT
524 HWY 20N
HINES, OR 97738

PREPARED BY:



ALL POINTS ENGINEERING AND SURVEYING, INC.
P.O. BOX 767 TERREBONNE, OR 97760
(541) 548-5833 www.APEandS.com

1156 (1 of 3)



FINAL PROOF MAP

TO ADD POINTS OF APPROPRIATION
FOR PERMIT APPLICATION G-17452

SECTION 34, TOWNSHIP 25 SOUTH, RANGE 30 EAST, W.M.
TAX LOT: 2002 &
SECTIONS 3, 4, 9, & 10 TOWNSHIP 26 SOUTH, RANGE 30 EAST, W.M.
TAX LOTS: 700, 800, & 1200

- #7. WELL #7 (HARN 51272) LOCATED 4725' SOUTH & 1877' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 6 FEET SW FROM WELL.
- #10. WELL #10 (HARN 51765) LOCATED 6310' SOUTH & 415' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 7 FEET SOUTH FROM WELL.
- #11. WELL #11 (HARN 51760) LOCATED 6340' SOUTH & 330' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 7 FEET SOUTH FROM WELL.
- #12. WELL #12 (HARN 51817) LOCATED 2890' SOUTH & 2890' WEST FROM THE NE CORNER SECTION 33. FLOW METER IS LOCATED 6 FEET WEST FROM WELL.
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- #18. WELL #18 (HARN 52170) LOCATED 785' NORTH & 1630' WEST FROM THE SE CORNER OF SECTION 29. FLOW METER IS LOCATED 6 FEET EAST FROM WELL.

BURIED 6 OR 8 INCH STEEL PIPE

1 OWNER'S PIVOT NUMBER

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES

1155
(2 of 2)

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NOV 28 2018

OWRD



PREPARED FOR:

ANDY ROOT
524 HWY 20N
HINES, OR 97738

PREPARED BY:

ALL POINTS ENGINEERING AND SURVEYING, INC.
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1155 (2 of 2)

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CHARLES W EGGERT
LOUANNA EGGERT
18555 SW TETON AVE
TUALATIN OR 97062

NORTHWEST FARM CREDIT SERVICES FLCA
650 HAWTHORNE AVE SE SUITE 210
SALEM OR 97301

confirms the right to the use of water perfected under the terms of Permit G-17989. 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 point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-16983

SOURCE OF WATER: TEN WELLS IN HARNEY LAKE BASIN

PURPOSE or USE: IRRIGATION OF 400.0 ACRES

MAXIMUM RATE: 5.0 CUBIC FEET PER SECOND (CFS); IN ANY COMBINATION BETWEEN THE WELLS,
FURTHER LIMITED TO THE RATE OF EACH WELL AS LISTED BELOW:

WELL #7	0.87 CFS
WELL #10	2.36 CFS
WELL #11	5.00 CFS
WELL #12	5.00 CFS
WELL #13	1.50 CFS
WELL #14	2.24 CFS
WELL #15	3.81 CFS
WELL #16	0.89 CFS
WELL #17	5.00 CFS
WELL #18	2.03 CFS

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: DECEMBER 17, 2007

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 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

The wells are located as follows:

ORIGINAL WELL							
Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distance	Owner Well #
25 S	30 E	WM	34	SE SW		HARN 51272 – 4725 FEET SOUTH AND 1877 FEET EAST FROM NW CORNER, SECTION 34	7

ADDITIONAL WELLS							
Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Owner Well #
25 S	30 E	WM	29	SW SE		HARN 52121 – 635 FEET NORTH AND 1605 FEET WEST FROM SE CORNER, SECTION 29	16
25 S	30 E	WM	29	SW SE		HARN 52170 – 785 FEET NORTH AND 1630 FEET WEST FROM SE CORNER, SECTION 29	18
25 S	30 E	WM	33	SE NW		HARN 51817 – 2690 FEET SOUTH AND 2890 FEET WEST FROM NE CORNER, SECTION 33	12
25 S	30 E	WM	33	SE SE		HARN 51871 – 4314 FEET SOUTH AND 870 FEET WEST FROM NE CORNER, SECTION 33	14
25 S	30 E	WM	33	SE SE		HARN 51970 – 4314 FEET SOUTH AND 920 FEET WEST FROM NE CORNER, SECTION 33	15
26 S	30 E	WM	03	NW NW	4	HARN 51765 – 6310 FEET SOUTH AND 415 FEET EAST FROM NW CORNER, SECTION 34, TOWNSHIP 25S RANGE 30E	10
26 S	30 E	WM	03	NW NW	4	HARN 51760 – 6340 FEET SOUTH AND 330 FEET EAST FROM NW CORNER, SECTION 34, TOWNSHIP 25S RANGE 30E	11
26 S	30 E	WM	03	NW NW	4	HARN 52154 – 6300 FEET SOUTH AND 440 FEET EAST FROM NW CORNER, SECTION 34, TOWNSHIP 25S RANGE 30E	17
26 S	30 E	WM	04	NE NW	3	HARN 51445 – 6415 FEET SOUTH AND 2745 FEET WEST FROM NE CORNER, SECTION 33, TOWNSHIP 25S RANGE 30E	13

The amount of water used for irrigation under this right, 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 and 3.0 acre-feet 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
25 S	30 E	WM	32	NE SE		36.5
25 S	30 E	WM	32	NW SE		14.5
25 S	30 E	WM	32	SW SE		8.7
25 S	30 E	WM	32	SE SE		24.3
25 S	30 E	WM	33	NE SW		30.2
25 S	30 E	WM	33	NW SW		31.2
25 S	30 E	WM	33	SW SW		26.7
25 S	30 E	WM	33	SE SW		27.0
26 S	30 E	WM	4	NE NW	3	35.9
26 S	30 E	WM	4	NW NW	4	25.7
26 S	30 E	WM	4	SW NW		16.1
26 S	30 E	WM	4	SE NW		13.6
26 S	30 E	WM	4	NW SW		20.1
26 S	30 E	WM	4	SW SW		5.5

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
26 S	30 E	WM	5	NE NE	1	5.5
26 S	30 E	WM	5	SE NE		15.1
26 S	30 E	WM	5	NE SE		24.3
26 S	30 E	WM	5	SE SE		38.1
26 S	30 E	WM	8	NE NE		1.0

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, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- B. The water user shall allow the watermaster access to the meter or measuring device; 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, together with that diverted at the old points of appropriation, shall not exceed the quantity of water available at the old points of appropriation located as follows:

ORIGINAL WELLS							
Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Owner Well Number
25 S	30 E	WM	32	NE SE		400 FEET SOUTH AND 400 FEET WEST FROM E1/4 CORNER, SECTION 32	
25 S	30 E	WM	33	SE SW		400 FEET NORTH AND 400 FEET WEST FROM S1/4 CORNER, SECTION 33	
25 S	30 E	WM	34	SE SW		HARN 51272 - 4725 FEET SOUTH AND 1877 FEET EAST FROM NW CORNER, SECTION 34	7

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the right. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The water user shall report annual March static water-level measurements whether or not the well is used. The reference level against which future measurements will be compared is 114.6 feet below ground surface for Well #7 (HARN 51272). The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for

five consecutive years; or

- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this right. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

The water user shall ensure that each well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

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.

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 well(s) 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 adequate to determine the water level elevation in the well at all times.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

The Director may require water level or pump test results every ten years.

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.

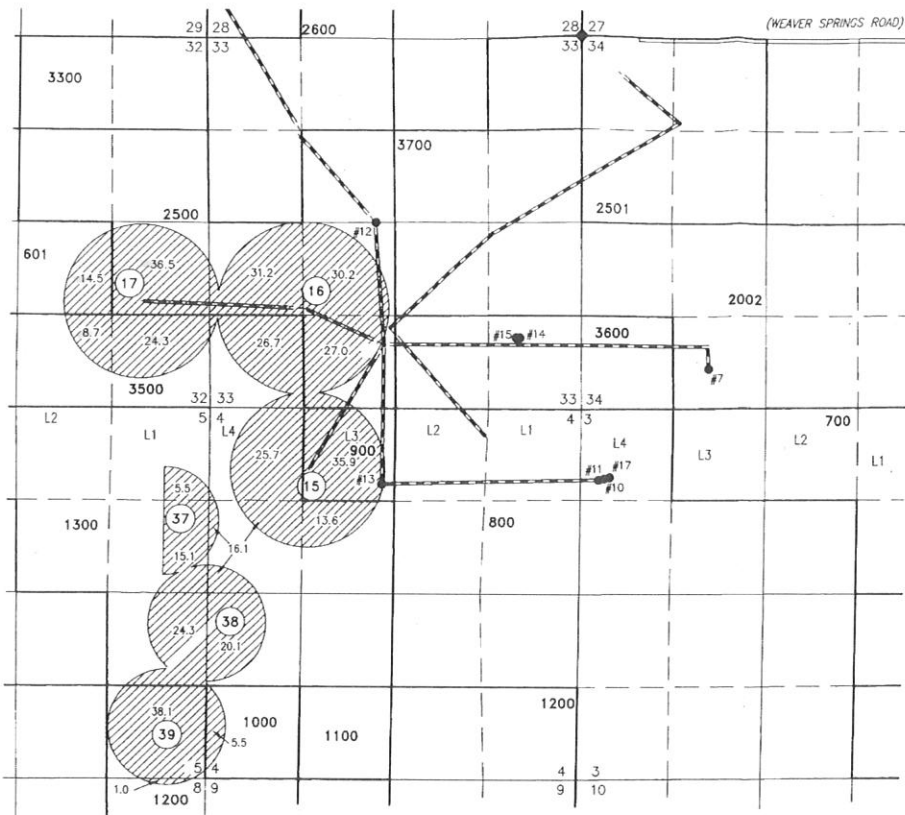
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

Issued SEP 17 2021



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



FINAL PROOF MAP

TO ADD POINTS OF APPROPRIATION
FOR PERMIT APPLICATION G-16983

SECTIONS 32 & 33, TOWNSHIP 25 SOUTH, RANGE 30 EAST, W.M.
TAX LOT: 601, 2500 & 3500 &
SECTIONS 4 & 5 TOWNSHIP 26 SOUTH, RANGE 30 EAST, W.M.
TAX LOTS: 900, 1000, & 1300

- #7 (HARN 51272) LOCATED
4725' SOUTH & 1877' EAST FROM THE
NW CORNER SECTION 34. FLOW METER
IS LOCATED 6 FEET SW FROM WELL.
- #10 (HARN 51765) LOCATED
6310' SOUTH & 415' EAST FROM THE
NW CORNER SECTION 34. FLOW METER
IS LOCATED 7 FEET SOUTH FROM WELL.
- #11 (HARN 51760) LOCATED 6340'
SOUTH & 330' EAST FROM THE NW
CORNER SECTION 34. FLOW METER IS
LOCATED 7 FEET SOUTH FROM WELL.
- #12 (HARN 51817) LOCATED
2690' SOUTH & 2890' WEST FROM THE
NE CORNER SECTION 33. FLOW METER
IS LOCATED 6 FEET WEST FROM WELL.
- #13 (HARN 51445) LOCATED
6415' SOUTH & 2745' WEST FROM THE
NE CORNER SECTION 33. FLOW METER
IS LOCATED 6 FEET NORTH FROM WELL.
- #14 (HARN 51871) LOCATED
4314' SOUTH & 870' WEST FROM THE
NE CORNER SECTION 33. FLOW METER
IS LOCATED 6 FEET SOUTH FROM WELL.
- #15 (HARN 51970) LOCATED
4314' SOUTH & 920' WEST FROM THE
NE CORNER SECTION 33. FLOW METER
IS LOCATED 7 FEET SOUTH FROM WELL.
- #16 (HARN 52121) LOCATED
635' NORTH & 1805' WEST FROM THE SE
CORNER OF SECTION 29. FLOW METER IS
LOCATED 6 FEET SOUTH FROM WELL.
- #17 (HARN 52154) LOCATED
6300' SOUTH & 440' EAST FROM THE
NW CORNER SECTION 34. FLOW METER
IS LOCATED 7 FEET WEST FROM WELL.
- #18 (HARN 52170) LOCATED
785' NORTH & 1630' WEST FROM THE
SE CORNER OF SECTION 29. FLOW
METER IS LOCATED 6 FEET EAST FROM
WELL.

BURIED 6 OR 8 INCH STEEL PIPE

1 OWNER'S PIVOT NUMBER

400.0 ACRES "W" FROM PERMIT
APPLICATION G-16983, AS SHOWN

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT
ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR
THE LOCATION OF PROPERTY LINES

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RENEWAL DATE: 12/31/2018

PREPARED FOR:

ANDY ROOT
524 HWY 20N
HINES, OR 97738

PREPARED BY:

ALL POINTS ENGINEERING AND SURVEYING, INC.
P.O. BOX 767 TERREBONNE, OR 97760
(541) 548-5833 www.APEandS.com

1155
(1042)

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ANDY ROOT
524 HWY 20 N
HINES OR 97738

confirms the right to the use of water perfected under the terms of Permit G-5287. 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: THREE WELLS IN THE SILVER CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 128.1 ACRES

MAXIMUM RATE: 1.6 CUBIC FEET PER SECOND

DATE OF PRIORITY: OCTOBER 21, 1970

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	30 E	WM	9	SW NW	WELL #2 - 1330 FEET SOUTH AND 65 FEET EAST FROM NW CORNER, SECTION 9
26 S	30 E	WM	9	SW NE	WELL # 4 - 2407 FEET SOUTH AND 1732 FEET WEST FROM NE CORNER, SECTION 9
26 S	30 E	WM	9	SW NE	WELL #20 - 1975 FEET SOUTH AND 1525 FEET WEST FROM NE CORNER, SECTION 9

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be 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 to which this right is appurtenant is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	30 E	WM	9	NE SE	28.1
26 S	30 E	WM	9	NW SE	37.6
26 S	30 E	WM	9	SW SE	33.2
26 S	30 E	WM	9	SE SE	29.2

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 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 described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	30 E	WM	10	SW SW	1200 FEET NORTH AND 500 FEET EAST FROM SW CORNER, SECTION 10

Water use measurement conditions:

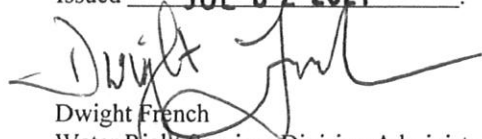
- A. The water user shall maintain the totalizing flow meter or measuring devices, as approved by the Director, in good working order, at each point of appropriation (new and existing).
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where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

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 aforesaid is restricted to lands or place use herein described and subject to the existing minimum flow policies established by the Water Policy Review Board.

This certificate is issued to confirm a change in POINT OF APPROPRIATION and PLACE OF USE approved by an order of the Water Resources Director entered August 9, 2018, at Special Order Volume 109, Page 61, approving Transfer Application T-12638, supercedes Certificate 92942, State record of Water Right Certificates.

Issued JUL 02 2021



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

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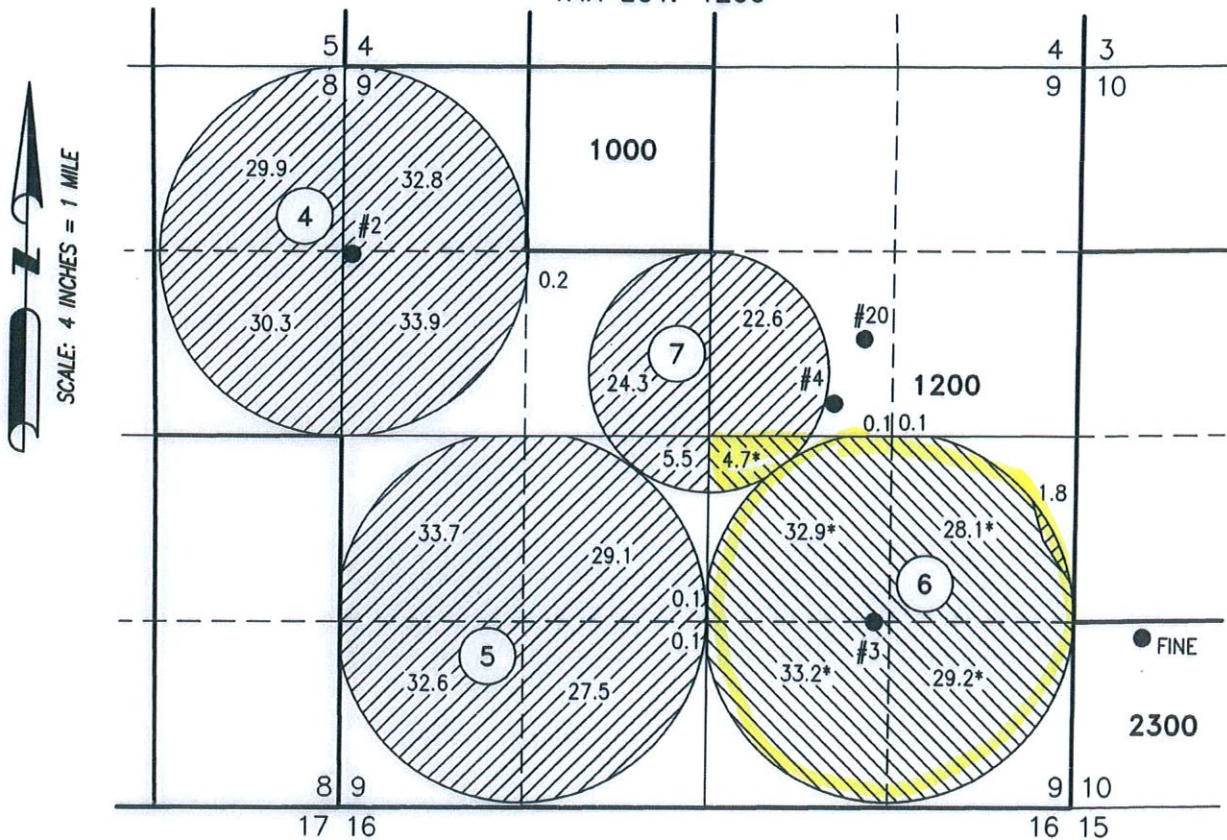
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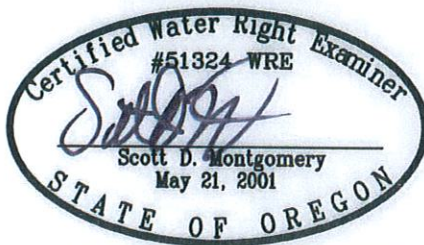
FINAL PROOF MAP

TO CHANGE AND ADD POINTS OF APPROPRIATION
AND PLACE OF USE FOR APPLICATION T-12638
ANDY ROOT

TOWNSHIP 26 SOUTH, RANGE 30 EAST, SECTION 9, W.M.
TAX LOT: 1200



128.1 ACRES PRIMARY RIGHTS (G-5287) AND 128.1
ACRES SUPPLEMENTAL RIGHTS (G-9419) FROM WELLS 2,
4, AND 20 PER T-12638, DEVELOPED AS SHOWN.



RENEWAL DATE: 12/31/2018

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER
RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL
DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

WELL 2 (MALH 2324)

- LOCATED IN THE SW 1/4 NW 1/4 SECTION 9, T26S R30E, W.M. AND 1330 FEET SOUTH AND 65 FEET EAST FROM THE NW CORNER OF SAID SECTION. FLOW METER IS LOCATED 7.0' SOUTH FROM WELL.

WELL 4 (HARN 1331)

- LOCATED IN THE SW 1/4 NE 1/4 SECTION 9, T26S R30E, W.M. AND 2407 FEET SOUTH AND 1732 FEET WEST FROM THE NE CORNER OF SAID SECTION. FLOW METER IS LOCATED 6.0' WEST FROM WELL.

WELL 20 (HARN 52457)

- LOCATED IN THE SW 1/4 NE 1/4 SECTION 9, T26S R30E, W.M. AND 1975 FEET SOUTH AND 1525 FEET WEST FROM THE NE CORNER OF SAID SECTION. FLOW METER IS LOCATED 8.0' WEST FROM WELL.

PREPARED FOR:

ANDY ROOT
524 HIGHWAY 20N
HINES, OR 97738

PREPARED BY:



ALL POINTS ENGINEERING AND SURVEYING, INC.
P.O. BOX 767 TERREBONNE, OR 97760
(541) 548-5833 www.APEandS.com

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ANDY ROOT
524 HWY 20 N
HINES OR 97738

confirms the right to the use of water perfected under the terms of Permit G-9419. 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: THREE WELLS IN THE MALHEUR LAKE BASIN

PURPOSE OR USE: IRRIGATION OF 304.6 ACRES AND SUPPLEMENTAL IRRIGATION OF 128.1 ACRES

MAXIMUM RATE: 5.41 CUBIC FEET PER SECOND (CFS), BEING 5.18 CFS FROM WELL 2, 3.33 CFS FROM WELL 4, 5.41 CFS FROM WELL 20, IN ANY COMBINATION BETWEEN THE WELLS.

DATE OF PRIORITY: APRIL 10, 1981

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	30 E	WM	9	SW NW	WELL #2 (ORIGINAL WELL #1) - 1330 FEET SOUTH AND 65 FEET EAST FROM NW CORNER, SECTION 9
26 S	30 E	WM	9	SW NE	WELL #4 (ORIGINAL WELL #2) - 2407 FEET SOUTH AND 1732 FEET WEST FROM NE CORNER, SECTION 9
26 S	30 E	WM	9	SW NE	WELL #20 (ADDITIONAL) - 1975 FEET SOUTH AND 1525 FEET WEST FROM NE CORNER, SECTION 9

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.

A description of the place of use is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	30 E	WM	8	NE NE	29.9
26 S	30 E	WM	8	SE NE	30.3
26 S	30 E	WM	9	SW NE	0.1

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.

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	30 E	WM	9	SW NE	22.6
26 S	30 E	WM	9	SE NE	0.1
26 S	30 E	WM	9	NW NW	32.8
26 S	30 E	WM	9	SW NW	33.9
26 S	30 E	WM	9	SE NW	0.2
26 S	30 E	WM	9	SE NW	24.3
26 S	30 E	WM	9	NE SW	5.5
26 S	30 E	WM	9	NE SW	0.1
26 S	30 E	WM	9	NE SW	29.1
26 S	30 E	WM	9	NW SW	33.7
26 S	30 E	WM	9	SW SW	32.6
26 S	30 E	WM	9	SE SW	27.5
26 S	30 E	WM	9	SE SW	0.1
26 S	30 E	WM	9	NE SE	1.8

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	30 E	WM	9	NE SE	28.1
26 S	30 E	WM	9	NW SE	32.9
26 S	30 E	WM	9	NW SE	4.7
26 S	30 E	WM	9	SW SE	33.2
26 S	30 E	WM	9	SE SE	29.2

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

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine the water level elevation in the wells at all times.

The water user shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

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 described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	30 E	WM	9	SW SE	WELL #3 - 1306 FEET NORTH AND 1416 FEET WEST FROM SE CORNER, SECTION 9

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or measuring devices, 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.

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 lands or place of use described.

This certificate is issued to confirm a change in ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered August 9, 2018, at Special Order Volume 109, Page 61, approving Transfer Application T-12638, supercedes Certificate 82846, State record of Water Right Certificates.

Issued JUL 02 2021



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



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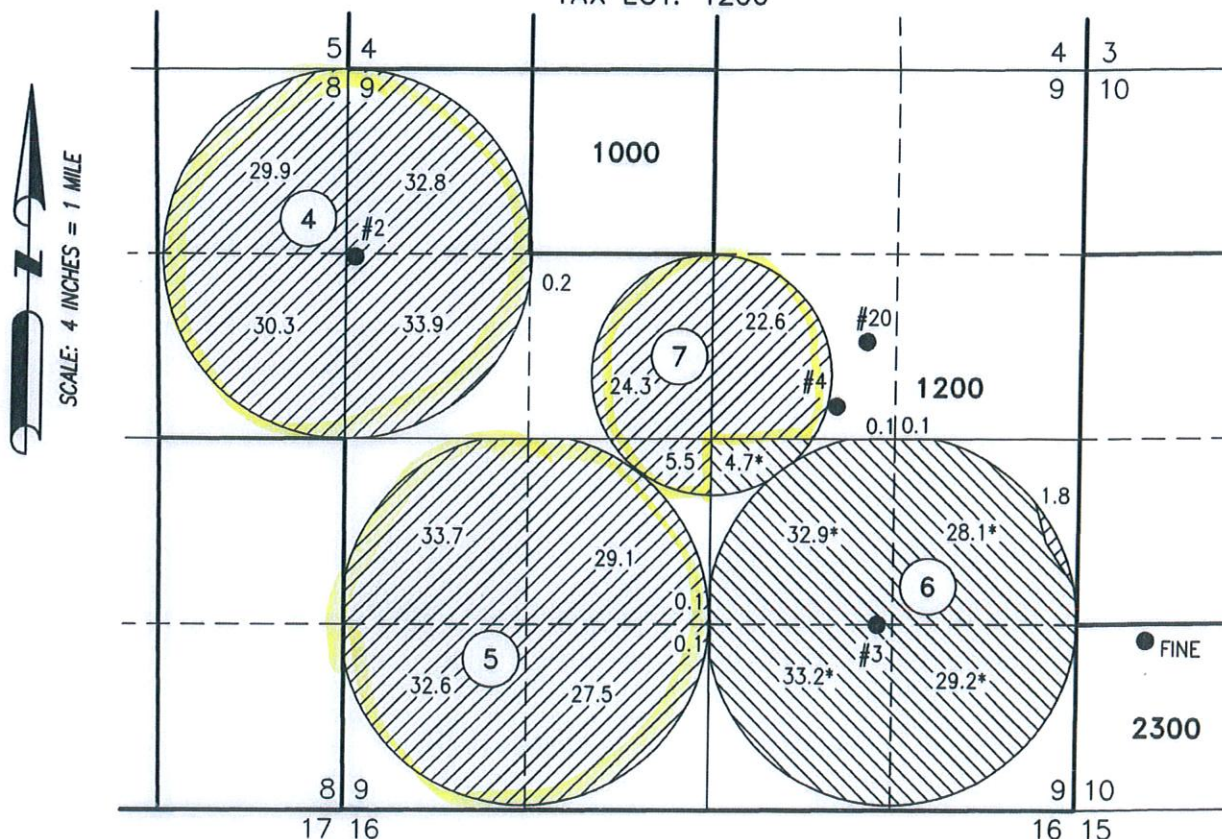
OCT 05 2018

OWRD

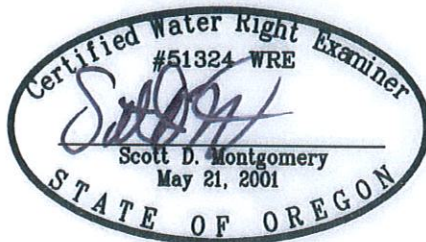
FINAL PROOF MAP

TO CHANGE AND ADD POINTS OF APPROPRIATION
AND PLACE OF USE FOR APPLICATION T-12638
ANDY ROOT

TOWNSHIP 26 SOUTH, RANGE 30 EAST, SECTION 9, W.M.
TAX LOT: 1200



128.1 ACRES PRIMARY RIGHTS (G-5287) AND 128.1
ACRES SUPPLEMENTAL RIGHTS (G-9419) FROM WELLS 2,
4, AND 20 PER T-12638, DEVELOPED AS SHOWN.



RENEWAL DATE: 12/31/2018

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER
RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL
DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

WELL 2 (MALH 2324)

- LOCATED IN THE SW 1/4 NW 1/4 SECTION 9, T26S R30E, W.M. AND 1330
FEET SOUTH AND 65 FEET EAST FROM THE NW CORNER OF SAID SECTION.
FLOW METER IS LOCATED 7.0' SOUTH FROM WELL.

WELL 4 (HARN 1331)

- LOCATED IN THE SW 1/4 NE 1/4 SECTION 9, T26S R30E, W.M. AND 2407
FEET SOUTH AND 1732 FEET WEST FROM THE NE CORNER OF SAID SECTION.
FLOW METER IS LOCATED 6.0' WEST FROM WELL.

WELL 20 (HARN 52457)

- LOCATED IN THE SW 1/4 NE 1/4 SECTION 9, T26S R30E, W.M. AND 1975
FEET SOUTH AND 1525 FEET WEST FROM THE NE CORNER OF SAID SECTION.
FLOW METER IS LOCATED 8.0' WEST FROM WELL.

PREPARED FOR:

ANDY ROOT
524 HIGHWAY 20N
HINES, OR 97738

PREPARED BY:



ALL POINTS ENGINEERING AND SURVEYING, INC.
P.O. BOX 767 TERREBONNE, OR 97760
(541) 548-5833 www.APEandS.com

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RATTLESNAKE CREEK LAND AND CATTLE CO LLC
C/O ANDY ROOT
524 HWY 20 N
HINES OR 97738

confirms the right to use the waters of EIGHT WELLS, in the HARNEY LAKE BASIN, for IRRIGATION of **273.8** ACRES.

This right was perfected under Permit G-16150. The date of priority is **FEBRUARY 21, 2006**. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 3.42 CUBIC FEET PER SECOND (CFS), BEING 1.07 CFS FROM WELL 7 (HARN 51272), 1.58 CFS FROM WELL 8 (HARN 1096), 3.42 CFS FROM WELL 10, 3.42 CFS FROM WELL 14, 3.42 CFS FROM WELL 15, 3.42 CFS FROM WELL 16, 3.42 CFS FROM WELL 17, AND 3.42 CFS FROM WELL 18, IN ANY COMBINATION FROM THE WELLS, measured at the points of appropriation.

The period of use is March 1 through October 31

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
25 S	30 E	WM	29	SW SE		WELL 16 - 635 FEET NORTH AND 1605 FEET WEST FROM SE CORNER, SECTION 29
25 S	30 E	WM	29	SW SE		WELL 18 - 785 FEET NORTH AND 1630 FEET WEST FROM SE CORNER, SECTION 29
25 S	30 E	WM	33	SE SE		WELL 14 - 4314 FEET SOUTH AND 870 FEET WEST FROM NE CORNER, SECTION 33
25 S	30 E	WM	33	SE SE		WELL 15 - 4314 FEET SOUTH AND 920 FEET WEST FROM NE CORNER, SECTION 33
25 S	30 E	WM	34	NW NW		WELL 8 HARN 1096 - 502 FEET SOUTH AND 536 FEET EAST FROM NW CORNER, SECTION 34
25 S	30 E	WM	34	SE SW		WELL 7 HARN 51272 - 4725 FEET SOUTH AND 1877 FEET EAST FROM NW CORNER, SECTION 34
26 S	30 E	WM	3	NW NW	4	WELL 10 - 6310 FEET SOUTH AND 415 FEET EAST FROM NW CORNER, SECTION 34, T25S R30E
26 S	30 E	WM	3	NW NW	4	WELL 17 - 6300 FEET SOUTH AND 440 FEET EAST FROM NW CORNER, SECTION 34, T25S R30E

The amount of water used for irrigation under this right, 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 and 3.0 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:

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.

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
25 S	30 E	WM	34	NE SW		0.8
25 S	30 E	WM	34	SW SW		28.5
25 S	30 E	WM	34	SE SW		23.4
25 S	30 E	WM	34	SE SW		1.1
25 S	30 E	WM	34	NE SE		30.1
25 S	30 E	WM	34	NW SE		33.1
25 S	30 E	WM	34	SW SE		36.4
25 S	30 E	WM	34	SE SE		34.5
26 S	30 E	WM	3	NE NE	1	37.7
26 S	30 E	WM	3	NW NE	2	6.2
26 S	30 E	WM	3	SW NE		0.3
26 S	30 E	WM	3	SE NE		8.0
26 S	30 E	WM	3	NE NW	3	15.4
26 S	30 E	WM	3	NW NW	4	18.3

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 at the original points of appropriation, being:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	30 E	WM	34	SE SW	(WELL 7 HARN 51272) - 4725 FEET SOUTH AND 1877 FEET EAST FROM NW CORNER, SECTION 34

Measurement, recording and reporting conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The wells shall produce ground water only from basalt and volcanic sediments.

To monitor the effect of water use from the well(s) authorized under this right, the Department requires the water user to make and report annual static water level measurements. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The reference level against which any future measurements will be compared for (WELL 7 HARN 51272) is 108.10 feet below land surface.

The reference level against which any future measurements will be compared for (WELL 9 HARN 51448) is 97.88 feet below land surface.

Measurements must be made according to the following schedule:

Following the first year of water use, the user shall submit seven consecutive annual reports of static water level measurements. Based on an analysis of the data collected, the Director may require that the user obtain and report additional annual static water level measurements beyond the seven year minimum reporting period. The additional measurements may be required in a different month. If the measurement requirement is stopped, the Director may restart it at any time.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board and be submitted to the Department on forms provided by the Department. The Department requires the individual performing the measurement to:

- (A) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method used to obtain each well measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- (A) An average water level decline of three or more feet per year for five consecutive years; or
- (B) A water level decline of 15 or more feet in fewer than five consecutive years; or
- (C) A water level decline of 25 or more feet; or
- (D) Hydraulic interference leading to a decline of 25 or more feet in any neighboring well with senior priority.

The period of non-use or restricted use shall continue until the water level rises above the decline level which triggered the action or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights.

The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this right. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

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 well 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.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to the agreement.

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.

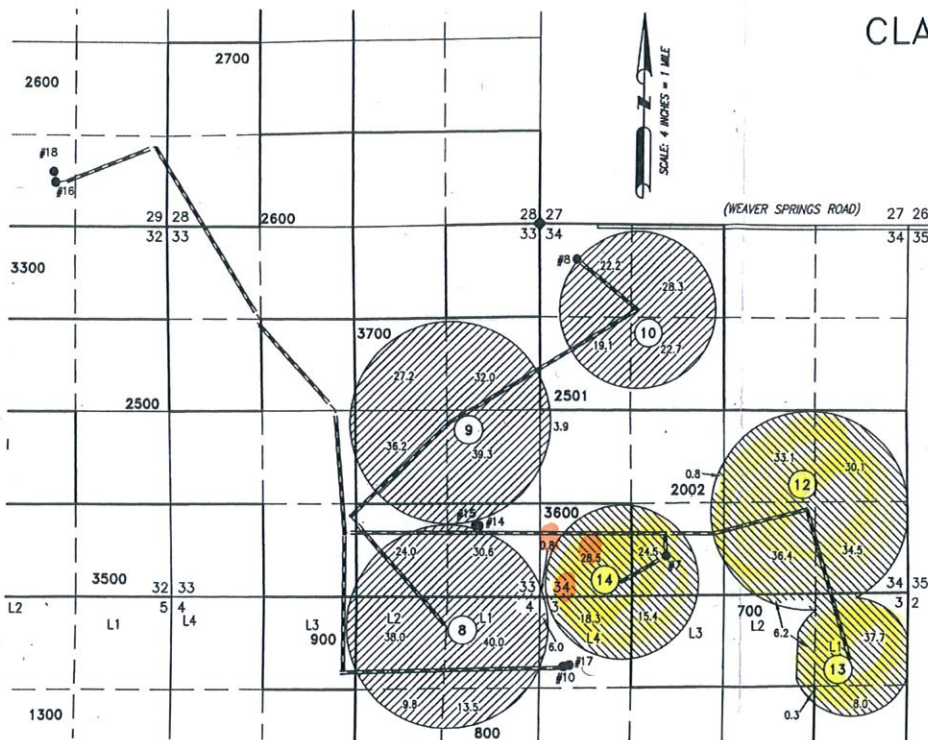
This certificate is issued to confirm a change in ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered NOVEMBER 14, 2016, at Special Order Volume 103, Page 404, approving Transfer Application T-12169, and supersedes Certificate 90456, State record of Water Right Certificates.

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

Issued **APR 08 2022**.

A handwritten signature in blue ink, appearing to read "Dwight French", is written over the printed name.

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



CLAIM OF BENEFICIAL USE MAP

TO ADD POINTS OF APPROPRIATION
FOR TRANSFER T-12169

SECTIONS 29, 33 & 34, TOWNSHIP 25 SOUTH, RANGE 30 EAST, W.M.
TAX LOT: 2002, 2501, 2600, 3600, & 3700
SECTIONS 3 & 4, TOWNSHIP 26 SOUTH, RANGE 30 EAST, W.M.
TAX LOTS: 700, 800, & 900

RECEIVED
NOV 08 2021

OWRD

- #7. WELL #7 (HARN 51272) LOCATED 4725' SOUTH & 1877' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 5 FEET NORTH FROM WELL.
- #8. WELL #8 (HARN 1096) LOCATED 302' SOUTH & 538' EAST FROM THE NW CORNER OF SECTION 34. FLOW METER IS LOCATED 10 FEET NORTH FROM WELL.
- #10. WELL #10 (HARN 51785) LOCATED 6310' SOUTH & 415' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 7 FEET SOUTH FROM WELL.
- #11. WELL #11 (HARN 52121) LOCATED 635' NORTH & 1605' WEST FROM THE SE CORNER OF SECTION 34. FLOW METER IS LOCATED 6 FEET SOUTH FROM WELL.
- #14. WELL #14 (HARN 51871) LOCATED 4314' SOUTH & 870' WEST FROM THE NE CORNER SECTION 33. FLOW METER IS LOCATED 6 FEET SOUTH FROM WELL.
- #17. WELL #17 (HARN 52154) LOCATED 6300' SOUTH & 440' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 7 FEET WEST FROM WELL.
- #15. WELL #15 (HARN 51970) LOCATED 4314' SOUTH & 920' WEST FROM THE NE CORNER SECTION 33. FLOW METER IS LOCATED 7 FEET SOUTH FROM WELL.
- #18. WELL #18 (HARN 52170) LOCATED 785' NORTH & 1630' WEST FROM THE SE CORNER OF SECTION 29. FLOW METER IS LOCATED 8 FEET EAST FROM WELL.

273.8 ACRES 'in' FROM CERTIFICATE 80456, AS SHOWN.
383.0 ACRES 'in' FROM CERTIFICATE 88122, AS SHOWN.

1 OWNER'S PIVOT NUMBER

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES

CDBU Map #1278
Revised



RENEWAL DATE: 12/31/2022

PREPARED FOR:

ANDY ROOT
524 HWY 20N
HINES, OR 97738

PREPARED BY:



ALL POINTS ENGINEERING AND SURVEYING, INC.
P.O. BOX 767 TERREBONNE, OR 97760
(541) 548-5833 www.APEandS.com

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RATTLESNAKE CREEK LAND AND CATTLE CO LLC
C/O ANDY ROOT
524 HWY 20 N
HINES OR 97738

confirms the right to use the waters of EIGHT WELLS in HARNEY LAKE BASIN for IRRIGATION of 393.6 ACRES.

This right was perfected under Permit G-16165. The date of priority is MAY 16, 2005. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 4.92 CUBIC FEET PER SECOND (CFS), BEING 1.13 CFS FROM WELL 8 (HARN 1096), 1.53 CFS FROM WELL 7 (HARN 51272), 4.92 CFS FROM WELL 10, 4.61 CFS FROM WELL 14, 3.90 CFS FROM WELL 15, 3.90 CFS FROM WELL 16, 4.92 CFS FROM WELL 17, AND 3.51 CFS FROM WELL 18, IN ANY COMBINATION, measured at the wells.

The period of use is March 1 through October 31

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
25 S	30 E	WM	29	SW SE		WELL 16 - 635 FEET NORTH AND 1605 FEET WEST FROM SE CORNER, SECTION 29
25 S	30 E	WM	29	SW SE		WELL 18 - 785 FEET NORTH AND 1630 FEET WEST FROM SE CORNER, SECTION 29
25 S	30 E	WM	33	SE SE		WELL 14 - 4314 FEET SOUTH AND 870 FEET WEST FROM NE CORNER, SECTION 33
25 S	30 E	WM	33	SE SE		WELL 15 - 4314 FEET SOUTH AND 920 FEET WEST FROM NE CORNER, SECTION 33
25 S	30 E	WM	34	NW NW		WELL 8 HARN 1096 - 502 FEET SOUTH AND 536 FEET EAST FROM NW CORNER, SECTION 34
25 S	30 E	WM	34	SE SW		WELL 7 HARN 51272 - 4725 FEET SOUTH AND 1877 FEET EAST FROM NW CORNER, SECTION 34
26 S	30 E	WM	3	NW NW	4	WELL 10 - 6310 FEET SOUTH AND 415 FEET EAST FROM NW CORNER, SECTION 34, T25S R30E
26 S	30 E	WM	3	NW NW	4	WELL 17 - 6300 FEET SOUTH AND 440 FEET EAST FROM NW CORNER, SECTION 34, T25S R30E

The amount of water used for irrigation under this right, 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 and 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:

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
25 S	30 E	WM	33	SW NE		27.2
25 S	30 E	WM	33	SE NE		32.0
25 S	30 E	WM	33	NE SE		39.3
25 S	30 E	WM	33	NW SE		36.2
25 S	30 E	WM	33	SW SE		24.0
25 S	30 E	WM	33	SE SE		30.6
25 S	30 E	WM	34	NE NW		28.3
25 S	30 E	WM	34	NW NW		22.2
25 S	30 E	WM	34	SW NW		19.1
25 S	30 E	WM	34	SE NW		22.7
25 S	30 E	WM	34	NW SW		3.9
25 S	30 E	WM	34	SW SW		0.8
26 S	30 E	WM	3	NW NW	4	6.0
26 S	30 E	WM	4	NE NE	1	40.0
26 S	30 E	WM	4	NW NE	2	38.0
26 S	30 E	WM	4	SW NE		9.8
26 S	30 E	WM	4	SE NE		13.5

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 at the original points of appropriation, being:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	30 E	WM	33	SW SE	(WELL 1 HARN 51146) - 4133 FEET SOUTH AND 26 FEET EAST FROM THE N 1/4 CORNER, SECTION 33
25 S	30 E	WM	34	SE SW	(WELL 2 HARN 51233) - 1769 FEET SOUTH AND 121 FEET WEST FROM C1/4 CORNER, SECTION 34

Measurement, recording and reporting conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

To monitor the effect of water use from the well(s) authorized under this right, the Department requires the water user to make and report annual static water level measurements. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The reference level for HARN 51146, against which any future measurements will be compared is 86.70 feet below land surface.

The reference level for HARN 1096 against which any future measurements will be compared is 77.70 feet below land surface.

Measurements must be made according to the following schedule:

Following the first year of water use, the user shall submit seven consecutive annual reports of static water level measurements. Based on an analysis of the data collected, the Director may require that the user obtain and report additional annual static water level measurements beyond the seven year minimum reporting period. The additional measurements may be required in a different month. If the measurement requirement is stopped, the Director may restart it at any time.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board and be submitted to the Department on forms provided by the Department. The Department requires the individual performing the measurement to:

- (A) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method used to obtain each well measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following occur:

- (A) An average water level decline of three or more feet per year for five consecutive years; or
- (B) A water level decline of 15 or more feet in fewer than five consecutive years; or
- (C) A water level decline of 25 or more feet; or
- (D) Hydraulic interference leading to a decline of 25 or more feet in any neighboring well with senior priority.

The period of non or restricted use shall continue until the water level rises above the decline level which triggered the action or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this right. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

The wells shall produce ground water only from basalt and volcanic sediments ground water reservoir.

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 interference.

The well 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

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to the agreement.

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.

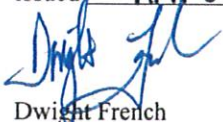
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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.

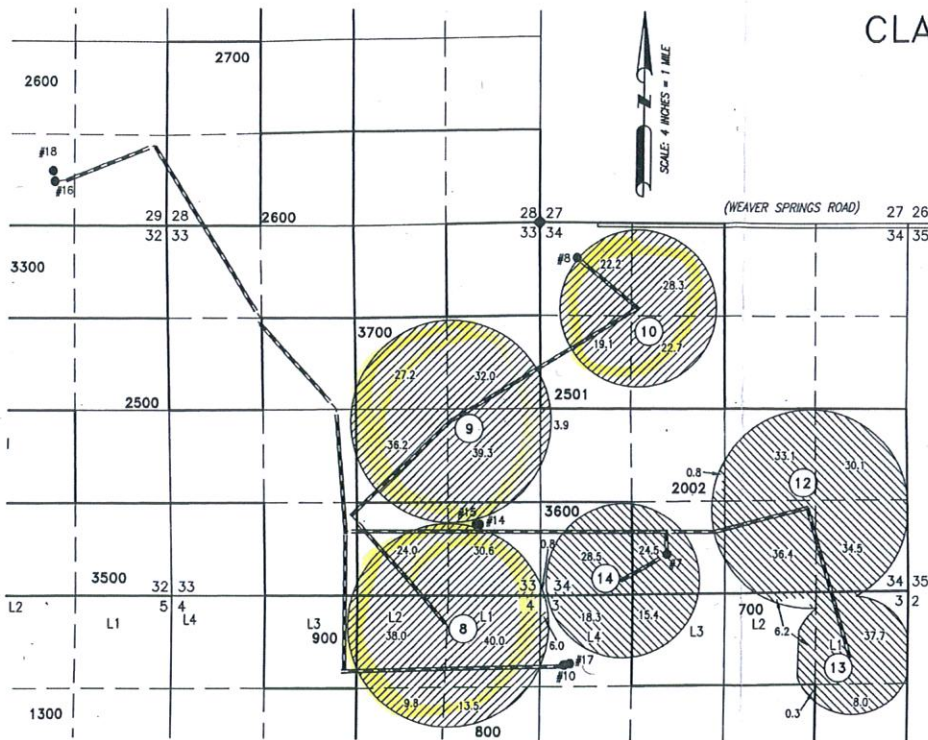
This certificate is issued to confirm a change in ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered NOVEMBER 14, 2016, at Special Order Volume 103, Page 404, approving Transfer Application T-12169, and supersedes Certificate 89122, State record of Water Right Certificates.

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

Issued **APR 08 2022**



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



CLAIM OF BENEFICIAL USE MAP

TO ADD POINTS OF APPROPRIATION
FOR TRANSFER T-12169

SECTIONS 29, 33 & 34, TOWNSHIP 25 SOUTH, RANGE 30 EAST, W.M.
TAX LOT: 2002, 2501, 2600, 3600, & 3700
SECTIONS 3 & 4, TOWNSHIP 26 SOUTH, RANGE 30 EAST, W.M.
TAX LOTS: 700, 800, & 900

RECEIVED

NOV 08 2021

OWRD

- #7 WELL #7 (HARN 51272) LOCATED 4725' SOUTH & 1877' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 5 FEET NORTH FROM WELL.
- #8 WELL #8 (HARN 1096) LOCATED 502' SOUTH & 536' EAST FROM THE NW CORNER OF SECTION 34. FLOW METER IS LOCATED 10 FEET NORTH FROM WELL.
- #10 WELL #10 (HARN 51765) LOCATED 6310' SOUTH & 415' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 7 FEET SOUTH FROM WELL.
- #11 WELL #11 (HARN 51871) LOCATED 4314' SOUTH & 870' WEST FROM THE NE CORNER SECTION 33. FLOW METER IS LOCATED 6 FEET SOUTH FROM WELL.
- #12 WELL #12 (HARN 51970) LOCATED 4314' SOUTH & 920' WEST FROM THE NE CORNER SECTION 33. FLOW METER IS LOCATED 7 FEET SOUTH FROM WELL.
- #13 WELL #13 (HARN 52121) LOCATED 635' NORTH & 1805' WEST FROM THE SE CORNER OF SECTION 29. FLOW METER IS LOCATED 6 FEET SOUTH FROM WELL.
- #14 WELL #14 (HARN 52154) LOCATED 6300' SOUTH & 440' EAST FROM THE NW CORNER SECTION 34. FLOW METER IS LOCATED 7 FEET WEST FROM WELL.
- #15 WELL #15 (HARN 52170) LOCATED 785' NORTH & 1830' WEST FROM THE SE CORNER OF SECTION 29. FLOW METER IS LOCATED 6 FEET EAST FROM WELL.

BURIED 6 OR 8 INCH STEEL PIPE

1 OWNER'S PIVOT NUMBER

273.8 ACRES 1/4 FROM CERTIFICATE 80456, AS SHOWN.
383.0 ACRES 1/4 FROM CERTIFICATE 89122, AS SHOWN.

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES

COBU Map # 1278
Revised



RENEWAL DATE: 12/31/2022

PREPARED FOR:

ANDY ROOT
524 HWY 20N
HINES, OR 97738

PREPARED BY:



ALL POINTS ENGINEERING AND SURVEYING, INC.
P.O. BOX 767 TERREBONNE, OR 97760
(541) 548-5833 www.APEandS.com

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RATTLESNAKE CREEK LAND AND CATTLE CO LLC
ANDY ROOT
524 HWY 20 N
HINES OR 97738

confirms the right to use the waters of SEVEN WELLS in Harney Lake Basin for IRRIGATION of 393.5 ACRES.

This right was perfected under Permit G-12841. The date of priority is JULY 20, 1995. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 4.92 CUBIC FEET PER SECOND (CFS) or its equivalent in case of rotation, in any combination from the wells, further limited to the following rates per well:

Well	Rate in cfs
7	1.30 cfs
10	4.92 cfs
11	4.92 cfs
12	4.92 cfs
13	2.40 cfs
14	4.92 cfs
15	4.92 cfs

The period of use is March 1 through October 31.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
25 S	30 E	WM	34	SE SW		WELL 7 - 4725 FEET SOUTH AND 1877 FEET EAST FROM NW CORNER, SECTION 34
26 S	30 E	WM	3	NW NW	4	WELL 10 - 6310 FEET SOUTH AND 415 FEET EAST FROM NW CORNER, SECTION 34
26 S	30 E	WM	3	NW NW	4	WELL 11 - 6340 FEET SOUTH AND 330 FEET EAST FROM NW CORNER, SECTION 34
25 S	30 E	WM	33	SE NW		WELL 12 - 2690 FEET SOUTH AND 2890 FEET WEST FROM NE CORNER, SECTION 33
26 S	30 E	WM	4	NE NW	3	WELL 13 - 6415 FEET SOUTH AND 2745 FEET WEST FROM NE CORNER, SECTION 33
25 S	30 E	WM	33	SE SE		WELL 14 - 4314 FEET SOUTH AND 870 FEET WEST FROM NE CORNER, SECTION 33
25 S	30 E	WM	33	SE SE		WELL 15 - 4314 FEET SOUTH AND 920 FEET WEST FROM NE CORNER, SECTION 33

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 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 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	Acres
25 S	30 E	WM	28	NW SW	30.8
25 S	30 E	WM	28	SW SW	33.6
25 S	30 E	WM	29	NE SE	33.6
25 S	30 E	WM	29	NW SE	2.6
25 S	30 E	WM	29	SW SE	3.5
25 S	30 E	WM	29	SE SE	38.0
25 S	30 E	WM	32	NE NE	34.9
25 S	30 E	WM	32	NW NE	31.1
25 S	30 E	WM	32	SW NE	31.0
25 S	30 E	WM	32	SE NE	31.2
25 S	30 E	WM	33	NE NW	30.0
25 S	30 E	WM	33	NW NW	32.9
25 S	30 E	WM	33	SW NW	30.2
25 S	30 E	WM	33	SE NW	30.1

Measurement, recording and reporting conditions:

- A. The water user shall maintain the totalizing flow meters, or other suitable measuring device approved by the Director, in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- 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.

The quantity of water diverted at the additional points of appropriation, together with that diverted at the original point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	30 E	WM	33	NE NW	1317 FEET SOUTH & 1355 FEET EAST FROM NW CORNER, SECTION 33

If substantial interference with a senior water right occurs due to withdrawal of water from the well listed on this right, then use of water from the well 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 well 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.

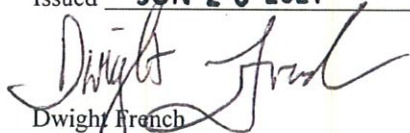
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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

This certificate is issued to confirm a change in ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered December 2, 2014, at Special Order Volume 93, Page 914, approving Transfer Application T-11733, and supercedes Certificate 88990, State record of Water Right Certificates.

Issued **JUN 28 2021**



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

CLAIM OF BENEFICIAL USE MAP

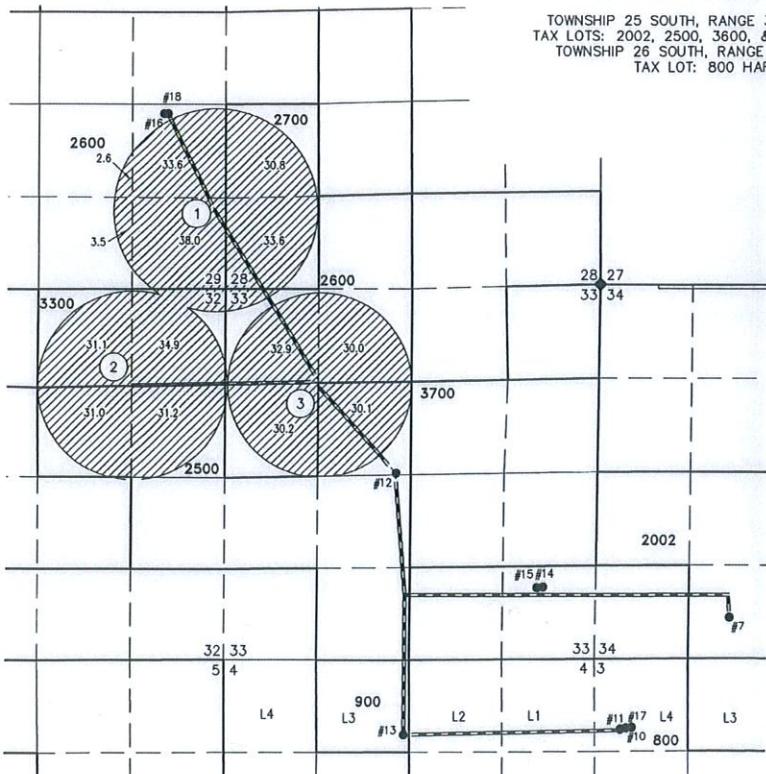
TO SHOW PLACES OF USE AND
POINTS OF APPROPRIATION
FOR TRANSFER T-17733, 11733 *Ac/wed*
RATTLESNAKE CREEK LAND & CATTLE, LLC

TOWNSHIP 25 SOUTH, RANGE 30 EAST, SECTIONS 33 & 34, W.M.
TAX LOTS: 2002, 2500, 3600, & 3700 HARNEY COUNTY, OREGON &
TOWNSHIP 26 SOUTH, RANGE 30 EAST, SECTIONS 3 & 4, W.M.
TAX LOT: 800 HARNEY COUNTY, OREGON

RECEIVED

MAY 20 2021

OWRD



SCALE: 4 INCHES = 1 MILE

- #7 (HARN 51272)
4725' SOUTH & 1877' EAST FROM THE NW CORNER
SECTION 34. FLOW METER IS 7' WEST OF WELL ON PIPE.
- #10 (HARN 51765)
6310' SOUTH & 415' EAST FROM THE NW CORNER SECTION
34. FLOW METER IS 8' SOUTH OF WELL ON PIPE.
- #11 (HARN 51760)
6340' SOUTH & 330' EAST FROM THE NW CORNER SECTION
34. FLOW METER IS 8' SOUTH OF WELL ON PIPE.
- #12 (HARN 51817)
2690' SOUTH & 2890' WEST FROM THE NE CORNER
SECTION 33. FLOW METER IS 6' NORTH OF WELL ON PIPE.
- #13 (HARN 51445)
6415' SOUTH & 2745' WEST FROM THE NE CORNER
SECTION 33. FLOW METER IS 7' NORTH OF WELL ON PIPE.
- #14 (HARN 51871)
4314' SOUTH & 870' WEST FROM THE NE CORNER SECTION
33. FLOW METER IS 7' SOUTH OF WELL ON PIPE.
- #15 (HARN 51970)
4314' SOUTH & 920' WEST FROM THE NE CORNER SECTION
33. FLOW METER IS 7' SOUTH OF WELL ON PIPE.
- #16 (HARN 52121)
1200' NORTH & 900' WEST FROM THE S 1/16
CORNER OF SECTIONS 28 & 29. FLOW METER
IS 6' SOUTH OF WELL ON PIPE.

- #17 (HARN 52154)
6300' SOUTH & 440' EAST FROM THE NW
CORNER SECTION 34. FLOW METER IS 8'
SOUTH OF WELL ON PIPE.
- #18 (HARN 52170)
1200' NORTH & 850' WEST FROM THE S 1/16
CORNER OF SECTIONS 28 & 29. FLOW METER
IS 8' EAST OF WELL ON PIPE.

ALUMINUM CAPPED SECTION CORNER MONUMENT
BURIED 8 OR 10 INCH STEEL PIPE

393.5 ACRES PRIMARY IRRIGATION FROM
WELLS 7, 10-13, T-11733, AS SHOWN



RENEWAL DATE: 12/31/2022

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER
RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL
DIMENSIONS OR THE LOCATION OF PROPERTY LINES

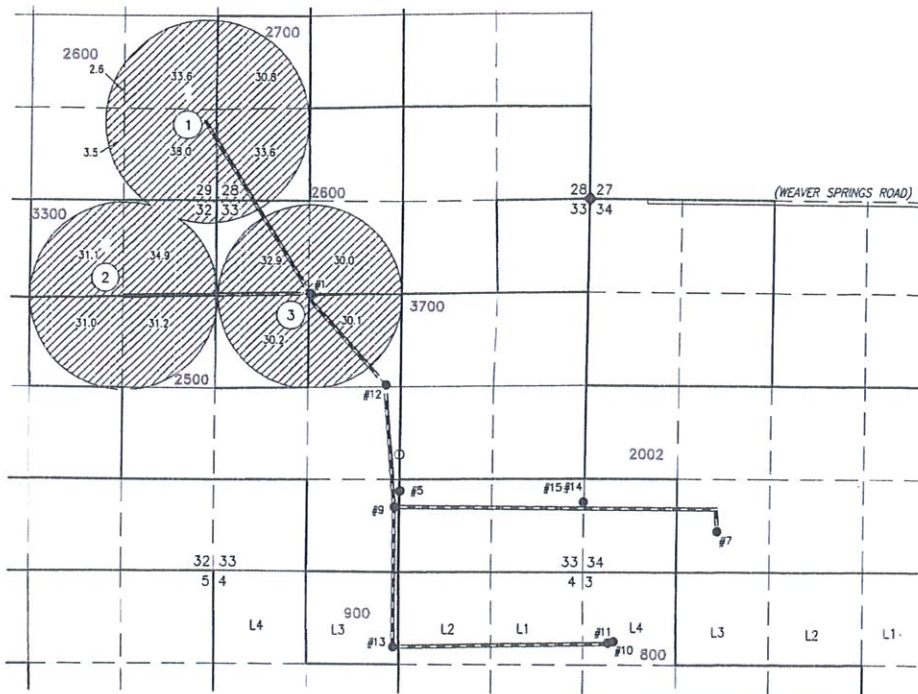
PREPARED FOR:
ANDY ROOT
524 HIGHWAY 20 N
HINES, OR 97738

PREPARED BY:



ALL POINTS ENGINEERING AND SURVEYING, INC.
P.O. BOX 767 TERREBONNE, OR 97760
(541) 548-5833 www.APEandS.com

TAX LOTS 2500, 2600, 2700, 3300 & 3700
IN SECTIONS 28, 29, 32, & 33, TOWNSHIP 25 SOUTH, RANGE 30 EAST, WM.
HARNEY COUNTY, OREGON



TRANSFER MAP TO ACCOMPANY APPLICATION TO ADD POINTS OF APPROPRIATION FOR RATTLESNAKE LAND & CATTLE

- #1
WELL #1 (HARN 1094) PERMIT: G-12841
1317' SOUTH & 1355' EAST FROM THE
NW CORNER SECTION 33
- #5
WELL #5 (HARN 51148) PROPOSED
4195' SOUTH & 2672' WEST FROM THE
NE CORNER SECTION 33.
- #7
WELL #7 (HARN 51272) PROPOSED
4725' SOUTH & 1877' EAST FROM THE
NE CORNER SECTION 34.
- #9
WELL #9 (HARN 51448) PROPOSED
4423' SOUTH & 2750' WEST FROM THE
NE CORNER SECTION 33.
- #10
WELL #10 (HARN 51765) PROPOSED
6310' SOUTH & 415' EAST FROM THE
NW CORNER SECTION 34.
- #11
WELL #11 (HARN 51760) PROPOSED
6340' SOUTH & 330' EAST FROM THE
NW CORNER SECTION 34.
- #12
WELL #12 (HARN 51817) PROPOSED
2690' SOUTH & 2890' WEST FROM THE
NE CORNER SECTION 33.
- #13
WELL #13 (HARN 51445) PROPOSED
6415' SOUTH & 2745' WEST FROM THE
NE CORNER SECTION 33.
- #14
WELL #14 (HARN 51871) PROPOSED
1000' NORTH & 10' WEST FROM THE SE
CORNER SECTION 33.
- #15
WELL #15 (HARN 51970) PROPOSED
1000' NORTH & 30' WEST FROM THE SE
CORNER SECTION 33.

RECEIVED BY OWRD

JAN 29 2014

SALEM, OR

BURIED 6 OR 8 INCH STEEL PIPE

1 OWNER'S PIVOT NUMBER

393.5 ACRES PRIMARY
IRRIGATION FROM G-12841,
AS SHOWN

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER
RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL
DIMENSIONS OR THE LOCATION OF PROPERTY LINES.

PROJECT No. 12-053

PREPARED AT THE REQUEST OF:
RATTLESNAKE LAND & CATTLE
524 HIGHWAY 20 N
HINES, OR 97738

ALL POINTS ENGINEERING
& SURVEYING, INC.

P.O. BOX 767 (CRR)
220 TERREBONNE, OREGON 97760
(541) 548-5833 PH
(541) 585-4602 FX
www.APEandS.com

