

STATE OF OREGON

COUNTY OF

UMATILLA

"Superseded by
ORDER NO.

68761

CERTIFICATE OF WATER RIGHT

This Is to Certify, That J. R. SIMPLOT COMPANY

of PO Box 1059, Caldwell, State of Idaho 83605, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Umatilla River

a tributary of Columbia River for the purpose of irrigation of 15.0 acres

under Permit No. 32631 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon: that the priority of the rights hereby confirmed dates from May 25, 1967

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.20 cubic foot per second, if available at the original points of diversion, NE 1/4 NW 1/4, NW 1/4 NW 1/4, Section 34, T4N, R28E, WM; 830 feet South and 510 feet West, 870 feet South and 1,340 feet West both from N 1/4 Corner,*

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 NW 1/4, Section 34, T4N, R28E, WM; 740 feet South and 50 feet East from NW Corner, Section 34

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-fortieth 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 4 1/2 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 under the right hereby confirmed, and to which such right is appurtenant, is as follows:

*Section 34

13.8 acres NE 1/4 NW 1/4

1.2 acres NW 1/4 NW 1/4

Section 34

Township 4 North, Range 28 East, WM

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered May 18, 1977 and supersedes Certificate of Water Right recorded at page 38292, Volume 30, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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

WITNESS the signature of the Water Resources Director, affixed

this date. December 28, 1982

[Signature] Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 46, page 51354