

STATE OF OREGON

Recorded by 61850
Cert. No. 76249

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

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

of PO Box 27, Boise, State of Idaho 83707, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of three wells

a tributary of Umatilla River for the purpose of food processing plant, irrigation of 37.9 acres and supplemental irrigation of 88.5 acres

under Permit No. G-7077 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 right hereby confirmed dates from December 2, 1975

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 2.45 cubic feet per second, being 0.80 cfs from Well 1, 0.85 cfs from Well 2, and 0.80 cfs from Well 3; provided that the primary source of water for irrigation shall be from waste water from food processing and limited to 1.58*

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is located in the SW 1/4 SW 1/4, Section 27, T4N, R28E, WM; Well 1 - 1,230 feet North and 130 feet East; Well 2 - 1,030 feet North and 360 feet East; Well 3 - 880 feet North and 230 feet East, all from SW Corner, Section 27

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-eighth 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 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided further that the wells shall be completed in the alluvium estimated to be 200 feet in depth and restricted to appropriation of water from the alluvium aquifer and shall not penetrate the underlying basalt estimated to be 200 feet below land surface

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:

* cfs being 0.51 cfs from Well 1, and 0.55 cfs from Well 2, and 0.52 cfs from Well 3, and direct appropriation from the wells for irrigation shall be limited to the periods and in quantities required to make up any deficiency in the available supply from waste water provided the total quantity appropriated for all uses shall not exceed 2.45 cfs

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PRIMARY IRRIGATION

0.4 acre SW 1/4 SW 1/4
Section 26

Food processing 5.8 acres SW 1/4 SW 1/4
15.3 acres SE 1/4 SW 1/4
8.3 acres SW 1/4 SE 1/4
4.4 acres SE 1/4 SE 1/4
Section 27

0.3 acre NE 1/4 NE 1/4
2.5 acres NW 1/4 NE 1/4
Section 34

0.9 acre NW 1/4 NW 1/4
Section 35
Township 4 North, Range 28 East, WM

SUPPLEMENTAL IRRIGATION

7.3 acres SW 1/4 SW 1/4
Section 26

2.8 acres SE 1/4 SW 1/4
13.3 acres SW 1/4 SE 1/4
11.2 acres SE 1/4 SE 1/4
Section 27

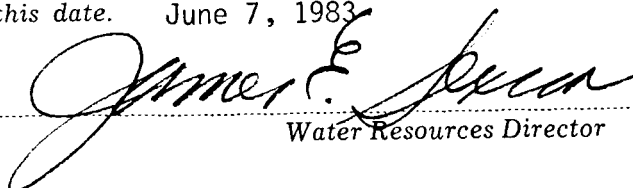
2.7 acres NE 1/4 NE 1/4
8.0 acres NW 1/4 NE 1/4
15.2 acres NE 1/4 NW 1/4
18.0 acres NW 1/4 NW 1/4
Section 34

10.0 acres NW 1/4 NW 1/4
Section 35
Township 4 North, Range 28 East, WM

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the Water Resources Director, affixed

this date. June 7, 1983


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 46 , page 51607

CANCELLED

T-8779