

STATE OF OREGON

COUNTY OF

MALHEUR

CERTIFICATE OF WATER RIGHT

This is to certify, That GUM CREEK FARMS INC. and KANSAS CITY LIFE INSURANCE, COMPANY

of Route 2, Box 2836, Vale, State of Oregon 97918, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Wells 3 and 4

a tributary of Gum Creek for the purpose of irrigation of 318.2 acres

under Permit No. G-3167 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 September 7, 1965 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 2.81 cubic feet per second, being 2.03 cfs from Well 3 and 0.78 cfs from Well 4

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 NW 1/4, Section 8, T16S, R43E, WM; Well 3 - 2,600 feet South and 980 feet East from NW Corner Section 8, SE 1/4 SW 1/4, Section 8, T16S, R43E, WM; Well 4 - 240 feet North and 2,170 feet East from SW Corner Section 8

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 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:

SEE NEXT PAGE

WELL 3

10.5 acres SW 1/4 NW 1/4  
1.0 acre SE 1/4 NW 1/4  
36.2 acres NE 1/4 SW 1/4  
0.5 acre NW 1/4 SW 1/4  
23.1 acres SE 1/4 SW 1/4  
27.6 acres NE 1/4 SE 1/4  
32.7 acres NW 1/4 SE 1/4  
4.3 acres SW 1/4 SE 1/4  
3.8 acres SE 1/4 SE 1/4

Section 8

1.4 acres SW 1/4 SW 1/4  
Section 9

0.8 acre NW 1/4 NW 1/4  
Section 16

0.1 acre NE 1/4 NE 1/4  
1.0 acre NW 1/4 NE 1/4  
14.2 acres SW 1/4 NE 1/4  
3.9 acres SE 1/4 NE 1/4  
1.1 acres NE 1/4 NW 1/4

Section 17

Township 16 South, Range 43 East, WM

WELL 4

1.5 acres SE 1/4 SW 1/4  
1.7 acres NE 1/4 SE 1/4  
1.5 acres NW 1/4 SE 1/4  
35.7 acres SW 1/4 SE 1/4  
36.2 acres SE 1/4 SE 1/4

Section 8

1.8 acres SW 1/4 SW 1/4  
Section 9

0.8 acre NW 1/4 NW 1/4  
Section 16

34.3 acres NE 1/4 NE 1/4  
37.6 acres NW 1/4 NE 1/4  
1.9 acres SW 1/4 NE 1/4  
1.1 acres SE 1/4 NE 1/4  
1.9 acres NE 1/4 NW 1/4

Section 17

Township 16 South, Range 43 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.* December 8, 1983

.....William H. Young.....  
*Water Resources Director*