

STATE OF OREGON

COUNTY OF

UMATILLA

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 supplemental irrigation of 66.8 acres

under Permit No. 39381 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 October 7, 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 1.10 cubic feet per second

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 NE 1/4, Section 33, T4N, R28E, WM; 240 feet South and 2260 feet West from NE Corner Section 33.

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:

5.2 acres NE 1/4 SE 1/4
15.0 acres NW 1/4 SE 1/4
18.4 acres SW 1/4 SE 1/4
28.2 acres SE 1/4 SE 1/4
Section 28
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 and is subject to minimum flows established by the Water Policy Review Board with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. December 17, 1984

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 47, page 52680

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