

STATE OF OREGON

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 Umatilla River

a tributary of Columbia River for the purpose of irrigation of 96.0 acres

under Permit No. 40707 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 February 27, 1976

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 2.4 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 SW 1/4 NE 1/4, Section 21, T3N, R29E, WM; 1920 feet South and 2720 feet East from NW Corner Section 21 (Westland Canal).

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 4.5 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:

29.7 acres SW 1/4 NW 1/4
14.1 acres SE 1/4 NW 1/4
19.5 acres NE 1/4 SW 1/4
32.7 acres NW 1/4 SW 1/4
Section 4
Township 3 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 Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. August 22, 1986

/s/ William H. Young
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 50, page 54836