

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

This is to certify, That BARNETT RUGG, INC.

of PO Box 617, Athena, State of OR 97813, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of a well

a tributary of Dry Creek for the purpose of supplemental irrigation of 43.3 acres

under Permit No. G-7618 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 August 10, 1977 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 0.54 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is located in the SE 1/4 NW 1/4, Section 26, T5N, R35E, WM; 1620 feet South and 1810 feet East from NW corner Section 26.

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 3.0 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:

- 5.4 acres SW 1/4 NW 1/4
- 2.2 acres NE 1/4 SW 1/4
- 8.9 acres NW 1/4 SW 1/4
- 0.4 acre SW 1/4 SW 1/4
- 11.2 acres SE 1/4 SW 1/4
- Section 23
- 12.4 acres NE 1/4 NW 1/4
- 2.8 acres SE 1/4 NW 1/4
- Section 26
- Township 5 North, Range 35 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. July 2, 1987

/s/ William H. Young Water Resources Director