

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FARM CREDIT BANK OF SPOKANE
W 601 1ST AVENUE, TAF-C5
SPOKANE, WASHINGTON 99220

confirms the right to use the waters of POWDER RIVER AND AN UNNAMED SLOUGH, a tributary of SNAKE RIVER, for the purpose of IRRIGATING 39.1 ACRES FROM POWDER RIVER; IRRIGATING 148.5 ACRES FROM POWDER RIVER WITH ANY DEFICIENCY IN THE AVAILABLE SUPPLY FROM POWDER RIVER TO BE MADE UP BY DIVERSION FROM THE UNNAMED SLOUGH; AND FOR SUPPLEMENTAL IRRIGATION OF 226.0 ACRES FROM THE UNNAMED SLOUGH.

The right has been perfected under Permit 46561. The date of priority is MARCH 17, 1981. The right is limited to not more than 10.34 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

NE 1/4 NW1/4, SECTION 12 and NE 1/4 SW 1/4, SECTION 11, T 7 S, R 39 E, W.M.; "A" - 550 FEET SOUTH & 1320 FEET EAST FROM NW CORNER OF SECTION 12; "B" - 1050 FEET SOUTH & 1290 FEET WEST; "C" - 450 FEET SOUTH & 500 FEET WEST, BOTH FROM CENTER 1/4 CORNER OF SECTION 11.

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 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

The right 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, and to which such right is appurtenant, is as follows:

PRIMARY
POWDER RIVER (POD "A")
SW 1/4 SW 1/4 14.9 ACRES
SECTION 1
SE 1/4 SE 1/4 11.7 ACRES
SECTION 2
NE 1/4 NE 1/4 0.4 ACRE
SECTION 11
NE 1/4 NW 1/4 0.4 ACRE
NW 1/4 NW 1/4 11.7 ACRES
SECTION 12
TOWNSHIP 7 SOUTH, RANGE 39 EAST, W.M.

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PRIMARY
RIVER (POD "B") WITH DEFICIENCY BY SLOUGH (POD "C")

SW 1/4 SW 1/4 3.6 ACRES
SE 1/4 SW 1/4 20.5 ACRES

SECTION 1

NW 1/4 NE 1/4 2.8 ACRES
NE 1/4 NW 1/4 25.1 ACRES
NW 1/4 NW 1/4 3.5 ACRES
SE 1/4 NW 1/4 17.5 ACRES
NE 1/4 SW 1/4 30.0 ACRES
NW 1/4 SW 1/4 1.3 ACRES
SW 1/4 SW 1/4 7.5 ACRES
SE 1/4 SW 1/4 30.8 ACRES
SW 1/4 SE 1/4 2.1 ACRES

SECTION 12

TOWNSHIP 7 SOUTH, RANGE 39 EAST, W.M.

SE 1/4 NE 1/4 3.8 ACRES

SECTION 18

TOWNSHIP 7 SOUTH, RANGE 40 EAST, W.M.

SUPPLEMENTAL
UNNAMED SLOUGH (POD "C")

NE 1/4 SW 1/4 5.9 ACRES
SE 1/4 SW 1/4 15.3 ACRES
NW 1/4 SE 1/4 0.6 ACRES
SW 1/4 SE 1/4 31.0 ACRES
SE 1/4 SE 1/4 31.0 ACRES

SECTION 11

NE 1/4 NW 1/4 2.1 ACRES
NW 1/4 NW 1/4 0.3 ACRES
SW 1/4 NW 1/4 11.6 ACRES
SE 1/4 NW 1/4 17.6 ACRES
NE 1/4 SW 1/4 9.3 ACRES
NW 1/4 SW 1/4 25.4 ACRES
SW 1/4 SW 1/4 29.6 ACRES

SECTION 12

NE 1/4 NE 1/4 21.6 ACRES
NW 1/4 NE 1/4 11.5 ACRES

SECTION 14

TOWNSHIP 7 SOUTH, RANGE 39 EAST, W.M.

SE 1/4 NE 1/4 13.2 ACRES

SECTION 18

TOWNSHIP 7 SOUTH, RANGE 40 EAST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right 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 MARCH 12, 1990.

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64147

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