

STATE OF OREGON
COUNTY OF MORROW
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

EASTERN OREGON FARMING CO.
PO BOX A
IRRIGON, OREGON 97844

WESTERN EMPIRES CORP.
RT. 2, BOX 230
IRRIGON, OREGON 97844

confirms the right to use the waters of COLUMBIA RIVER, a tributary of PACIFIC OCEAN, for the purpose of IRRIGATING 82.6 ACRES.

The right has been perfected under Permit 43935. The date of priority is APRIL 6, 1977. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.07 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

EASTERN OREGON FARMING - SECTION 2, T 4 N, R 25 E, W.M.; S 86 0.22' 46" W. 2811 FEET FROM NE CORNER OF SECTION 2; WESTERN EMPIRIES CORP. - LOT 1 (SE 1/4 NE 1/4), SECTION 23, T 5 N, R 26 E, W.M.; 600 FEET NORTH AND 230 FEET WEST FROM THE EAST QUARTER CORNER OF SECTION 23.

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

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:

EASTERN OREGON FARMING CO.

NE 1/4 SE 1/4 3.1 ACRES
SE 1/4 SE 1/4 6.6 ACRES
SECTION 16

NW 1/4 NE 1/4 2.9 ACRES
SW 1/4 NE 1/4 0.1 ACRE
NE 1/4 NW 1/4 0.8 ACRE
SE 1/4 NW 1/4 0.2 ACRE
SECTION 19

SW 1/4 SE 1/4 3.2 ACRES
SECTION 22

NW 1/4 NE 1/4 0.3 ACRE
NE 1/4 NW 1/4 3.0 ACRES
SE 1/4 NW 1/4 0.5 ACRE
NE 1/4 SW 1/4 3.1 ACRES
SE 1/4 SW 1/4 0.4 ACRE
SECTION 27

TOWNSHIP 4 NORTH, RANGE 26 EAST, W.M.

SEE NEXT PAGE

55625.DM

SUPERSEDED BY
CERT. NO. **87860**

WESTERN EMPIRIES CORP.

NE 1/4 NE 1/4 10.1 ACRES
SECTION 23

NE 1/4 NW 1/4 35.3 ACRES
NW 1/4 NW 1/4 12.0 ACRES
SE 1/4 NW 1/4 1.0 ACRE

SECTION 24

TOWNSHIP 4 NORTH, RANGE 26 EAST, W.M.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

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 AUGUST 19, 1997.

/S/ Richard D. Bailey

Martha O. Pagel

Superseded by
Cert. No. 712052

53 494
Canceled Sp.Or.Vol. _____ P. _____

Recorded in State Record of Water Right Certificates numbered 74899.