

STATE OF OREGON  
COUNTY OF MORROW  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JERRY A. BREWER  
HERMISTON, OREGON 97838

confirms the right to use the waters of the COLUMBIA RIVER, a tributary of the PACIFIC OCEAN, for IRRIGATION OF 39.1 ACRES AND SUPPLEMENTAL IRRIGATION OF 420.6 ACRES.

This right was perfected under Permit 45563. The date of priority is FEBRUARY 5, 1981. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 3.96 CUBIC FOOT 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:

LOT 7 (NE $\frac{1}{4}$  NW $\frac{1}{4}$ ), SECTION 2, T 4 N, R 25 E, WM; 150 FEET SOUTH AND 2990 FEET WEST FROM THE NORTHEAST CORNER, SECTION 2.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 for each acre irrigated during the irrigation season of each year, provided further that although declared herein to be for supplemental irrigation in part the right allowed may, in the interest of conserving the ground water supplies, be exercised at times when water is available in the ground water supply provided that the total quantity diverted from all sources of supply does not exceed the limitation allowed herein.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

PRIMARY IRRIGATION

|                                   |            |
|-----------------------------------|------------|
| SW $\frac{1}{4}$ NE $\frac{1}{4}$ | 3.3 ACRES  |
| SE $\frac{1}{4}$ NW $\frac{1}{4}$ | 6.0 ACRES  |
| NE $\frac{1}{4}$ SW $\frac{1}{4}$ | 6.4 ACRES  |
| SE $\frac{1}{4}$ SW $\frac{1}{4}$ | 2.0 ACRES  |
| NW $\frac{1}{4}$ SE $\frac{1}{4}$ | 21.3 ACRES |
| SW $\frac{1}{4}$ SE $\frac{1}{4}$ | 0.1 ACRE   |

SECTION 10

TOWNSHIP 3 NORTH, RANGE 26 EAST, W.M.

Cancelled due to  
T-8376; Sp. Or.  
Vol. 66 P. 62

Superseded by  
Cert. No. 81578

SUPERSEDED BY  
CERT. NO. 86392

SUPPLEMENTAL IRRIGATION

|         |            |
|---------|------------|
| NE¼ NE¼ | 26.7 ACRES |
| NW¼ NE¼ | 31.0 ACRES |
| SW¼ NE¼ | 35.4 ACRES |
| SE¼ NE¼ | 34.5 ACRES |
| NE¼ NW¼ | 31.7 ACRES |
| NW¼ NW¼ | 33.6 ACRES |
| SW¼ NW¼ | 31.6 ACRES |
| SE¼ NW¼ | 32.6 ACRES |
| NE¼ SW¼ | 31.0 ACRES |
| NW¼ SW¼ | 33.7 ACRES |
| SW¼ SW¼ | 31.4 ACRES |
| SE¼ SW¼ | 30.2 ACRES |
| NE¼ SE¼ | 28.0 ACRES |
| NW¼ SE¼ | 9.2 ACRES  |

SECTION 10

TOWNSHIP 3 NORTH, RANGE 26 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 52396, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered AUG 20 1998, approving Transfer Application 7424.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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

WITNESS the signature of the Water Resources Director, affixed AUG 20 1998.

/s/ Tom Paul (for)  
Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 75766.

T-7424.BW