

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

B & G RESOURCES, INC.
18270 SW BOONES FERRY RD.
PORTLAND, OR 97227

confirms the right to use the water of the UMATILLA RIVER and MCKAY RESERVOIR, constructed under Application Number R-7526 and Permit Number R-584, tributary to the COLUMBIA RIVER, for IRRIGATION of 31.6 ACRES.

The right was perfected under PERMIT 16393. The date of priority is JULY 3, 1945. The amount of water to which such right is entitled for the purposes aforesaid is limited to an amount actually beneficially used for said purpose and shall not exceed 0.79 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:

SE¼ NE¼, Section 12, Township 2 North, Range 30 East, W. M.

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 a diversion of ONE-FORTIETH of one cubic foot per second or its equivalent for each acre irrigated and shall further be 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.

The use of water shall be subject to Contract Number 14-06-100-1336, or successor contract, with the Bureau of Reclamation.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

SW¼ SE¼ 6.1 ACRES

SECTION 1

NE¼ NE¼ 12.7 ACRES

NW¼ NE¼ 12.7 ACRES

SE¼ NE¼ 0.1 ACRES

SECTION 12

TOWNSHIP 2 NORTH, RANGE 30 EAST, W. M.

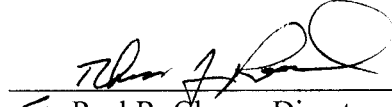
This certificate describes that portion of the water right confirmed by Certificate 28484, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director on Contested Case Hearing PC 97-15, entered January 25, 1999, and recorded at Special Order Volume 53, Pages 45 - 55, canceling a portion of said water right.

The issuance of this superseding certificate does not confirm the status of the water right in regards 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.

NOV 07 2000

WITNESS the signature of the Water Resources Director, affixed _____.



for Paul R. Cleary, Director