

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

COUNTY LINE IMPROVEMENT DISTRICT  
77126 COUNTY LINE ROAD  
HERMISTON, OREGON 97838

confirms the right to use the waters of UMATILLA RIVER, a tributary of COLUMBIA RIVER, for RECHARGE OF ORDNANCE GRAVEL CRITICAL GROUND WATER AREA.

This right was perfected under Permit 41512. The date of priority is JANUARY 31, 1972. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 75.0 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:

WESTERN LAND CANAL - SW 1/4 NE 1/4, SECTION 21, TOWNSHIP 3 NORTH, RANGE 29 EAST, W.M.

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:

**THE ORDNANCE GRAVEL CRITICAL GROUND WATER AREA**

SECTIONS 1, 2, 3, 10, 11, 12, 13, 14 AND 15  
TOWNSHIP 3 NORTH, RANGE 26 EAST, W.M.

SECTIONS 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35, AND 36  
TOWNSHIP 4 NORTH, RANGE 26 EAST, W.M.

SECTIONS 1 THROUGH 18  
TOWNSHIP 3 NORTH, RANGE 27 EAST, W.M.

SECTIONS 7 THROUGH 36  
TOWNSHIP 4 NORTH, RANGE 27 EAST, W.M.

SECTIONS 6, 7 AND 18  
TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

SECTIONS 7, 18, 31 AND THOSE AREAS OF SECTIONS 8, 9, 16, 17, 19, 20 AND 30 LYING TO THE WEST OF THE UMATILLA RIVER  
TOWNSHIP 4 NORTH, RANGE 28 EAST, W.M.

Use of the Westland system will be in accord with the license from the District dated December 1, 1976, a copy of which is on file with the Water Resources Department. Measurements of static water level increases in the wells in the basin will be made and correlated with the quantities recharged in order to determine its effectiveness. It is expected that the Water Resources Department will monitor the use and evaluate the success of the program at least annually and may direct modification as necessary to provide proper controls and insure protection of prior rights. The District is willing to provide data and cooperate in all reasonable ways to this end.

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Meters on each well and system as required by the Ordinance Critical Ground Water Order will be utilized to determine total quantities of water pumped, amount entitled to under the critical area order and the amount which must be charged to that supplied by recharge.

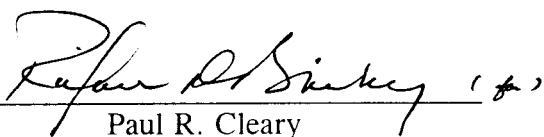
The water user shall:

- a) Maintain a totalizing meter at the discharge end of the pipeline conveying water from the Westland Canal;
- b) Maintain thirty-day water level recorders in Ordinance Well No. 22 located in the SW 1/4, Section 33, Township 4 North, Range 27 East, and in Ordinance Well No. 53B located in the SW 1/4, Section 27, Township 4 North, Range 27 East, W.M.;
- c) If required by the Department, provide a piezometer well within the SW 1/4 SW 1/4, Section 4, Township 3 North, Range 27 East, W.M. and In the NE 1/4 SW 1/4 NE 1/4, Section 34, Township 4 North, Range 27 East, W.M.; and
- d) Provide access and measuring wells as may be required to measure the effectiveness of the ground water recharge and to provide proper controls and insure protection of prior rights.

If critical fish passage conditions are anticipated, the Department of Fish and Wildlife may petition the Water Resources Director to restrict the diversion of water authorized under to permit emergency fish passage actions to be carried out.

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 December 6, 2000.

  
Paul R. Cleary

Recorded in State Record of Water Right Certificates numbered 76669.