

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO:

J.R. SIMPLOT COMPANY
RONALD N. GRAVES, V.P.
P.O. BOX 27
BOISE, ID 83707

confirms the right to use the waters of the BUTTER CREEK, a tributary of the UMATILLA RIVER, for SUPPLEMENTAL IRRIGATION OF 30.0 ACRES, AND STOCK WATER.

This right was confirmed by decree of the Circuit Court of the State of Oregon for UMATILLA COUNTY. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 3, at Page 250. The date of priority is 1870.

The use is limited to 0.5 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located as follows:

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of 4 acre-feet for each acre irrigated during the irrigation season of each year, from JANUARY 1 to SEPTEMBER 1, provided further that the right allowed herein for supplemental irrigation 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.

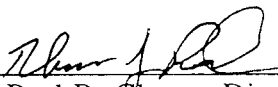
Description of the place of use to which this right is appurtenant:

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 30.0 Acres
SECTION 8
TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

This certificate confirms an order of the Director entered on February 26, 2001, and recorded in Special Order Volume 55, Page 36, approving a petition by Westland Irrigation District under ORS 541.329 for mapping water rights within a district. This certificate, together with Certificate 76737, supersedes Certificate 2682, State Record of Water Right Certificates.

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 and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Oregon Water Resources Director,
affixed this 26 day of February, 2001.



Paul R. Cleary, Director

Recorded in State Record of Water Right Certificates numbered 76738.