

STATE OF OREGON  
COUNTY OF UMATILLA  
CERTIFICATE OF WATER RIGHT

TRI-SET INC. c/o TYLER HANSELL  
75858 COL. JORDAN ROAD  
HERMISTON, OREGON 97838

confirms the right to use the waters of WESTLAND IRRIGATION DISTRICT WASTE AND DRAINAGE, a tributary of COLUMBIA RIVER, for IRRIGATION OF 21.8 ACRES AND SUPPLEMENTAL IRRIGATION OF 45.4 ACRES.

This right was perfected under Permit 24069. The date of priority is OCTOBER 27, 1955. This right is limited to not more than 1.68 CUBIC FEET PER SECOND; provided that the quantity of water diverted at the new point of diversion, together with that diverted at the original point of diversion, shall not exceed the quantity of water available at the original point of diversion under this right, or its equivalent in case of rotation, measured at the point of diversion from the source.

The original point of diversion is located:

SE ¼ NE ¼, SECTION 9, T 3 N, R 27 E, W.M.

1940 FEET SOUTH AND 330 FEET WEST FROM NE CORNER, SECTION 9, and

The additional point of diversion is located:

SW ¼ NW ¼, SECTION 10, T 3 N, R 27 E, W.M.

2020 FEET SOUTH AND 30 FEET EAST FROM NW CORNER, SECTION 10.

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 per acre for each acre irrigated during the irrigation season of each year, and shall also be limited to the water available at the point of diversion, and shall not carry with it the right to compel the continuance of the waste water.

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 to which this right is appurtenant is as follows:

	PRIMARY	ACRES
NW 1/4 NE 1/4		4.5
SW 1/4 NE 1/4		17.3
SECTION 9		

77604

SUPPLEMENTAL ACRES  
NE 1/4 SE 1/4 33.6  
NW 1/4 SE 1/4 11.8  
SECTION 4  
TOWNSHIP 3 NORTH, RANGE 27 EAST, W.M.

The following provisions shall be effective when in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices.

That the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

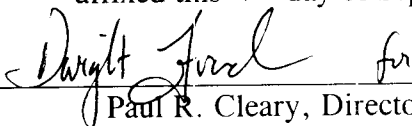
That the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

This certificate describes that portion of the water right confirmed by certificate 50920, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered March 8<sup>th</sup> 1985, recorded in Volume 39 Page 68; and confirms the change in place of use and point of diversion entered May 13, 1985, recorded in Volume 39 Page 177, approving Transfer T-5611 and T-4774; and supersedes certificate 50920.

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

WITNESS the signature of the Oregon Water Resources Director,  
affixed this 17<sup>th</sup> day of September, 2001.

  
Paul R. Cleary, Director

Recorded in State Record of Water Right Certificates numbered 77604.