

STATE OF OREGON

COUNTIES OF MORROW AND UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

U. S. BUREAU OF RECLAMATION
 1150 N. CURTIS ROAD, SUITE 100
 BOISE, IDAHO 83706-1234

confirms the right to use the waters of the UMATILLA RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION OF 700.5 ACRES.

This right was perfected under Permit 408. The date of priority is MARCH 28, 1909. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 43.07 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:

| TWP | RNG | MER | SEC | 1/4 | 1/4 | LOCATION | | |
|-----|-----|-----|-----|------|-----|----------|----|--|
| 5 | N | 28 | E | W.M. | 28 | SW | SW | 1100 FEET NORTH AND 520 FEET EAST FROM THE SW CORNER OF SECTION 28 |

The amount of water used for irrigation, shall be limited to a diversion of not to exceed 2 acre-feet per acre for each acre irrigated during any 30 day period not to exceed 10 acre feet per acre throughout the irrigation season of each year.

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:

| TWP | RNG | MER | SEC | LOT | 1/4 | 1/4 | AC | |
|-----|-----|-----|-----|------|-----|-------|----|------|
| 4 | N | 24 | E | W.M. | 12 | NE | SW | 30.0 |
| 4 | N | 24 | E | W.M. | 12 | NW | SW | 30.0 |
| 4 | N | 24 | E | W.M. | 12 | NE | SE | 30.0 |
| 4 | N | 24 | E | W.M. | 12 | NW | SE | 30.0 |
| 4 | N | 24 | E | W.M. | 12 | SW | SE | 20.0 |
| 4 | N | 24 | E | W.M. | 12 | SE | SE | 20.0 |
| 4 | N | 25 | E | W.M. | 7 | LOT 2 | | 18.0 |
| 4 | N | 25 | E | W.M. | 7 | LOT 3 | | 18.0 |
| 4 | N | 25 | E | W.M. | 7 | LOT 4 | | 12.0 |
| 4 | N | 25 | E | W.M. | 7 | LOT 5 | | 25.0 |
| 4 | N | 25 | E | W.M. | 7 | NE | SW | 26.0 |
| 4 | N | 25 | E | W.M. | 7 | SE | SW | 12.0 |

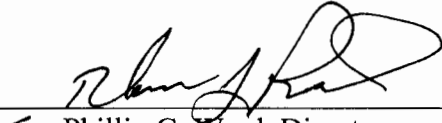
| TWP | RNG | MER | SEC | LOT | 1/4 | 1/4 | AC |
|-----|-----|-----|-----|------|-----|-------|------------|
| 4 | N | 25 | E | W.M. | 7 | | NE SE 40.0 |
| 4 | N | 25 | E | W.M. | 7 | | NW SE 22.0 |
| 4 | N | 25 | E | W.M. | 8 | LOT 3 | 20.0 |
| 4 | N | 25 | E | W.M. | 8 | LOT 4 | 20.0 |
| 4 | N | 25 | E | W.M. | 8 | | NE SW 30.0 |
| 4 | N | 25 | E | W.M. | 8 | | NW SW 39.0 |
| 4 | N | 25 | E | W.M. | 8 | | NW SE 23.5 |
| 4 | N | 25 | E | W.M. | 8 | | SW SW 40.0 |
| 4 | N | 25 | E | W.M. | 8 | | SE SW 39.0 |
| 4 | N | 25 | E | W.M. | 8 | | SW SE 13.0 |
| 4 | N | 25 | E | W.M. | 17 | | NW NW 5.0 |
| 4 | N | 25 | E | W.M. | 18 | | NE NE 15.0 |
| 4 | N | 25 | E | W.M. | 18 | | NW NE 22.0 |
| 5 | N | 26 | E | W.M. | 15 | LOT 3 | 35.0 |
| 5 | N | 26 | E | W.M. | 15 | LOT 4 | 5.0 |
| 5 | N | 26 | E | W.M. | 23 | LOT 6 | 1.0 |
| 5 | N | 26 | E | W.M. | 23 | LOT 7 | 6.0 |
| 5 | N | 27 | E | W.M. | 13 | LOT 1 | 20.0 |
| 5 | N | 27 | E | W.M. | 13 | LOT 2 | 4.0 |
| 5 | N | 28 | E | W.M. | 18 | LOT 2 | 5.0 |
| 5 | N | 28 | E | W.M. | 18 | LOT 3 | 20.0 |
| 5 | N | 28 | E | W.M. | 18 | LOT 4 | 5.0 |

This certificate describes that portion of the water right confirmed by Certificate 10142, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on November 22, 2004, and recorded in Special Order Volume 61, Page 555, approving a petition by West Extension Irrigation District under ORS 541.329.

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.

Issued: NOV 24 2004


 Phillip C. Ward, Director
 Water Resources Department

Recorded in State Record of Water Right Certificates numbered 79934.
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