

STATE OF OREGON

COUNTIES OF MORROW AND UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OREGON POTATO, INC.  
PO BOX 216  
BOARDMAN, OREGON

confirms the right to use the waters of the COLUMBIA RIVER, a tributary of the PACIFIC OCEAN, for IRRIGATION OF 427.2 ACRES.

This right was perfected under Permit 31346. The date of priority is SEPTEMBER 23, 1966. This right is limited to 7.39 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	LOT	LOCATION
5	N	27	E	W.M.	13	SW NW 4	2380 FEET NORTH AND 350 FEET EAST FROM THE SW CORNER OF SECTION 13

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 ONE-FORTIETH of one cubic foot per second (or its equivalent) and 4 1/2 acre-feet for each acre irrigated during 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	1/4	1/4	AC
5	N	27	E	W.M.	21 SE NE	0.4
5	N	27	E	W.M.	21 NE SW	4.1
5	N	27	E	W.M.	21 SW SW	11.4
5	N	27	E	W.M.	21 SE SW	25.3
5	N	27	E	W.M.	21 NE SE	36.0
5	N	27	E	W.M.	21 NW SE	22.1
5	N	27	E	W.M.	21 SW SE	40.0
5	N	27	E	W.M.	21 SE SE	39.6
5	N	27	E	W.M.	22 NE SW	40.0
5	N	27	E	W.M.	22 NW SW	40.0
5	N	27	E	W.M.	22 SW SW	37.5
5	N	27	E	W.M.	22 SE SW	37.4
5	N	27	E	W.M.	22 NE SE	18.8

TWP		RNG		MER	SEC	1/4	1/4	AC
5	N	27	E	W.M.	22	NW	SE	40.0
5	N	27	E	W.M.	22	SW	SE	20.0
5	N	27	E	W.M.	22	SE	SE	0.7
5	N	27	E	W.M.	28	NE	NE	7.8
5	N	27	E	W.M.	28	NW	NE	6.1

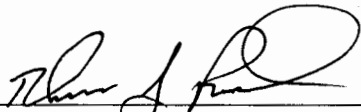
The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate describes that portion of the water right confirmed by certificate 53009 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 reference to ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purposes is restricted to beneficial use on the lands or place of use described and is subject to minimum flows established by the Water Policy Review Board with an effective date prior to this right.

Issued: NOV 24 2004



Phillip C. Ward, Director  
Water Resources Department