

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HOFF CORPORATION

confirms the right to use the waters of the POWDER RIVER, a tributary of the SNAKE RIVER, for IRRIGATION OF 16.6 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for BAKER County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 6, at Page 291. The date of priority is 1877.

The point of diversion is located as follows:

BOWEN AND WHITE DITCH.

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 during the irrigation season of each year.

A description of the place of use to which this right is appurtenant is as follows:

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 4.6 ACRES

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 12.0 ACRES

SECTION 8

TOWNSHIP 9 SOUTH, RANGE 40 EAST, W.M.

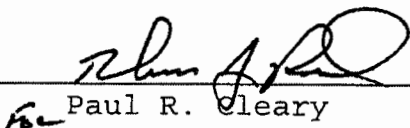
This certificate is issued to correctly describe the total number of acres irrigated and describes that portion of the water right confirmed by Certificate 4222, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on May 28, 2002, approving Transfer Application 8295, and supersedes Certificate 79907.

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 decree.

WITNESS the signature of the Water Resources Director,

affixed OCT 01 2003.



For Paul R. Cleary