

STATE OF OREGON  
COUNTY OF JEFFERSON  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

Columbia Empire Farms Inc.  
(R-2 Ranch)  
31461 NE BELL ROAD  
SHERWOOD OR 97140

confirms the right to use the waters of TROUT CREEK, a tributary of Deschutes River, for IRRIGATION of 12.1 acres, DOMESTIC, and STOCK USE.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Jefferson County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 5, at Page 57. The date of priority is 1880. The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed 1.5 ACRE-FEET PER ACRE DURING ANY PERIOD OF 30 DAYS OR 6 ACRE-FEET PER IRRIGATION SEASON (IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION AT THE EAST AND WEST BOLTER DITCHES) or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

JOHNSON GALLERY - SW $\frac{1}{4}$  NW $\frac{1}{4}$ , SECTION 3, TOWNSHIP 9 SOUTH, RANGE 15 EAST, W.M., 2622 FEET SOUTH and 399 FEET EAST of the NW corner of SECTION 3.

CLARABELLE GALLERY - SE $\frac{1}{4}$  NW $\frac{1}{4}$ , SECTION 9, TOWNSHIP 9 SOUTH, RANGE 15 EAST, W.M., 1931 FEET SOUTH and 1975 FEET SOUTH of the NW CORNER of SECTION 9.

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:

**LAND IRRIGATED FROM JOHNSON GALLERY**

SE $\frac{1}{4}$  NE $\frac{1}{4}$  0.80 ACRES

NE $\frac{1}{4}$  SE $\frac{1}{4}$  5.90 ACRES

SECTION 4

TOWNSHIP 9 SOUTH, RANGE 15 EAST, W.M.

**LAND IRRIGATED FROM CLARABELLE GALLERY**

SE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> 0.40 ACRES

SW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub> 5.00 ACRES

SECTION 4

TOWNSHIP 9 SOUTH, RANGE 15 EAST, W.M.

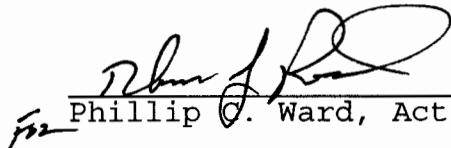
This certificate describes that portion of the water right confirmed by Certificate 79645, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUL 12 2004, approving Transfer Application 9188.

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.

WITNESS the signature of the Water Resources

Director, affixed July 12, 2004.

  
Phillip O. Ward, Acting Director

Recorded in State Record of Water Right Certificates numbered 80672.