

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

TONY AMSTAD
16300 SW 192ND
SHERWOOD, OREGON 97140

L & L FARMS - ROBERT LEVY
822 HWY 395 S #423
HERMISTON, OREGON 97838

confirms the right to use the waters of the UMATILLA RIVER, a tributary of COLUMBIA RIVER, for IRRIGATION OF 579.5 ACRES AND SUPPLEMENTAL IRRIGATION OF 1503.3 ACRES. The use allowed herein may be made anytime between November 15 and June 15 of each year that water can be put to beneficial use by irrigation, either for immediate crop growth or for forecast requirements to raise the soil moisture to field capacity in the soil profile to be utilized by plant growth in the subsequent growing season.

This right was perfected under Permit 48968. The date of priority is AUGUST 10, 1981. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 50.0 CUBIC FEET 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:

WESTLAND CANAL - SW 1/4 NE 1/4, SECTION 21, TOWNSHIP 3 NORTH, RANGE 29 EAST, W.M.; NORTH 76 DEGREES 45 MINUTES 56 SECONDS EAST 2313.19 FEET FROM THE WEST 1/4 CORNER, SECTION 21.

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 1 ½ acre-feet per acre for each acre irrigated during the period from November 15 to the last day of February of each year, provided further that the right allowed herein, together with the amount secured under any other right existing for the same lands shall not exceed 4 ½ acre-feet for each acre irrigated in any one year, provided further, that the part declared herein to be supplemental irrigation, the right allowed may, in the interest of conserving ground water supplies, be exercised at times when water is

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

available in the ground water supply provided the total quantity diverted from all sources of supply does not exceed the limitation allowed herein.

The use of water during the period from November 15 to the last day of February of each year shall not establish priority of right against future appropriation for beneficial uses or storage for such beneficial uses, other than similar rights for irrigation from November 15 to the last day of February.

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:

PRIMARY

LOT 1 (NE 1/4 NE 1/4)	34.0 ACRES
LOT 2 (NW 1/4 NE 1/4)	33.9 ACRES
SW 1/4 NE 1/4	29.2 ACRES
SE 1/4 NE 1/4	29.2 ACRES
LOT 3 (NE 1/4 NW 1/4)	34.2 ACRES
LOT 4 (NW 1/4 NW 1/4)	34.3 ACRES
SW 1/4 NW 1/4	28.9 ACRES
SE 1/4 NW 1/4	28.9 ACRES
NE 1/4 SW 1/4	30.2 ACRES
NW 1/4 SW 1/4	33.5 ACRES
SW 1/4 SW 1/4	13.2 ACRES
NE 1/4 SE 1/4	33.5 ACRES
NW 1/4 SE 1/4	33.0 ACRES
SW 1/4 SE 1/4	28.5 ACRES
SE 1/4 SE 1/4	28.7 ACRES

SECTION 4

TOWNSHIP 2 NORTH, RANGE 28 EAST, W.M.

NE 1/4 NW 1/4	31.0 ACRES
NW 1/4 NW 1/4	31.7 ACRES
SW 1/4 NW 1/4	31.9 ACRES
SE 1/4 NW 1/4	31.5 ACRES

SECTION 32

SW 1/4 SW 1/4	0.1 ACRE
SE 1/4 SW 1/4	0.1 ACRE

SECTION 33

TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

SUPPLEMENTAL

NE 1/4 SE 1/4	3.5 ACRES
NW 1/4 SE 1/4	0.1 ACRE
SW 1/4 SE 1/4	14.7 ACRES
SE 1/4 SE 1/4	27.9 ACRES

SECTION 4

TOWNSHIP 2 NORTH, RANGE 28 EAST, W.M.

NE 1/4 SE 1/4	30.3 ACRES
NW 1/4 SE 1/4	31.3 ACRES
SW 1/4 SE 1/4	23.7 ACRES
SE 1/4 SE 1/4	21.7 ACRES

SECTION 23

NE 1/4 NE 1/4	30.2 ACRES
NW 1/4 NE 1/4	35.7 ACRES
SW 1/4 NE 1/4	35.2 ACRES
SE 1/4 NE 1/4	28.1 ACRES

SECTION 26

NE 1/4 NW 1/4	28.4 ACRES
NW 1/4 NW 1/4	30.4 ACRES

SECTION 27

SW 1/4 SW 1/4	4.7 ACRES
SE 1/4 SW 1/4	4.6 ACRES
SW 1/4 SE 1/4	4.7 ACRES

SECTION 28

SE 1/4 SW 1/4	5.4 ACRES
SW 1/4 SE 1/4	5.6 ACRES
SE 1/4 SE 1/4	4.7 ACRES

SECTION 29

NE 1/4 NE 1/4	36.7 ACRES
NW 1/4 NE 1/4	36.9 ACRES
SW 1/4 NE 1/4	32.2 ACRES
SE 1/4 NE 1/4	32.0 ACRES

SECTION 32

NE 1/4 NE 1/4	31.3 ACRES
NW 1/4 NE 1/4	36.5 ACRES
SW 1/4 NE 1/4	31.0 ACRES
SE 1/4 NE 1/4	31.0 ACRES
NE 1/4 NW 1/4	36.5 ACRES
NW 1/4 NW 1/4	35.9 ACRES
SW 1/4 NW 1/4	32.0 ACRES
SE 1/4 NW 1/4	32.4 ACRES
NE 1/4 SW 1/4	29.2 ACRES
NW 1/4 SW 1/4	30.9 ACRES
SW 1/4 SW 1/4	32.6 ACRES
SE 1/4 SW 1/4	30.4 ACRES
NE 1/4 SE 1/4	31.1 ACRES
NW 1/4 SE 1/4	31.2 ACRES
SW 1/4 SE 1/4	32.7 ACRES
SE 1/4 SE 1/4	32.3 ACRES

SECTION 33

TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

LOT 4 (SW 1/4 SW 1/4) 11.5 ACRES
 SE 1/4 SW 1/4 4.5 ACRES
 SECTION 19

SW 1/4 NW 1/4 7.4 ACRES
 NW 1/4 SW 1/4 6.1 ACRES
 SECTION 29

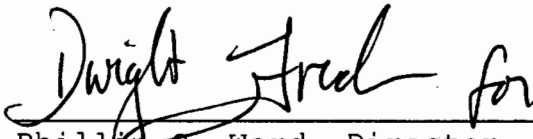
NE 1/4 NE 1/4 28.9 ACRES
 NW 1/4 NE 1/4 34.0 ACRES
 SW 1/4 NE 1/4 36.2 ACRES
 SE 1/4 NE 1/4 39.2 ACRES
 NE 1/4 NW 1/4 38.0 ACRES
 LOT 1 (NW 1/4 NW 1/4) 57.3 ACRES
 LOT 2 (SW 1/4 NW 1/4) 50.1 ACRES
 SE 1/4 NW 1/4 29.6 ACRES
 NE 1/4 SE 1/4 37.2 ACRES
 NW 1/4 SE 1/4 31.8 ACRES
 SW 1/4 SE 1/4 33.6 ACRES
 SE 1/4 SE 1/4 32.2 ACRES

SECTION 30

TOWNSHIP 3 NORTH, RANGE 29 EAST, W.M.

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 September 23, 2004.


 Phillip C. Ward, Director
 Water Resources Department

Recorded in State Record of Water Right Certificates Number 80958.

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