

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILSON DITCH COMPANY
501 FULLERTON ROAD
ECHO, OREGON 97826

confirms the right to use the waters of UMATILLA RIVER, a tributary of COLUMBIA RIVER, for IRRIGATION OF 27.8 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for UMATILLA COUNTY. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 16, at Page 457. The date of priority is DECEMBER 15, 1904.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.35 CUBIC FOOT PER SECOND, (IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION DESCRIBED AS THE WILSON DITCH), or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

WILSON DITCH - SE 1/4 SW 1/4, SECTION 22, TOWNSHIP 3 NORTH, RANGE 29 EAST, W.M.; 400 FEET NORTH AND 330 FEET WEST FROM THE SOUTH 1/4 CORNER, SECTION 22;

WILSON DITCH - NW 1/4 NE 1/4, SECTION 27, TOWNSHIP 3 NORTH, RANGE 29 EAST, W.M.; 200 FEET SOUTH AND 1120 FEET EAST FROM THE SOUTH 1/4 CORNER, SECTION 22; AND

FURNISH CANAL - SW 1/4 SW 1/4, SECTION 31, TOWNSHIP 3 NORTH, RANGE 30 EAST, W.M.; 380 FEET NORTH AND 650 FEET EAST FROM THE SW CORNER, SECTION 31.

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

SW 1/4 NE 1/4 1.2 ACRES
SE 1/4 NE 1/4 1.0 ACRE
SECTION 21
TOWNSHIP 3 NORTH, RANGE 29 EAST, W.M.

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.

NW 1/4 NW 1/4 1.6 ACRES
BEING WITHIN THAT PORTION LYING SW OF THE RAIL RIGHT-OF-WAY
NE 1/4 SW 1/4 10.5 ACRES
NW 1/4 SW 1/4 12.7 ACRES
SE 1/4 SW 1/4 0.8 ACRE
LYING NE OF THE RAILROAD RIGHT-OF-WAY
SECTION 22
TOWNSHIP 3 NORTH, RANGE 29 EAST, W.M.

The water user shall install and maintain headgates, in-line flow meters, weirs, or other suitable devices for measuring and recording the quantity of water diverted. The type and plans of the headgates and measuring devices must be approved by the Department.


The water user shall report total flow figures when requested by the Department. The Watermaster may operate the headgates and monitor accuracy of the measuring devices, as needed.

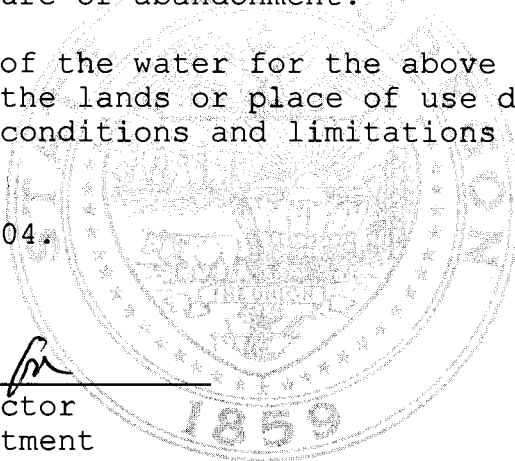
This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered JANUARY 16, 1998. This certificate supersedes the right described by a Decree of the Circuit Court recorded at Volume 16, Page 458, Decree Records of the Water Resources Department.

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.

Issued October 21, 2004.


Phillip C. Ward, Director
Water Resources Department



Recorded in State Record of Water Right Certificates Number 80980.