

STATE OF OREGON
 COUNTY OF UMATILLA
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BURLINGAME LAND & LIVESTOCK INC.
 BOX 60
 TOUCHET WA 99360

confirms the right to use the waters of TWO WELLS in the Umatilla Basin for IRRIGATION of 73.6 ACRES AND SUPPLEMENTAL IRRIGATION OF 96.1 ACRES.

This right was perfected under Permit G-3882. The date of priority is NOVEMBER 6, 1967. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.818 CUBIC FOOT PER SECOND (CFS), being 0.218 CFS from Well No. 1 and 0.60 CFS from Well No. 2, or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Survey Coordinates
6 N	35 E	WM	29	SE SE			320 FEET NORTH & 50 FEET WEST FROM SE CORNER, SECTION 29
6 N	35 E	WM	32	NE NE			930 FEET SOUTH & 40 FEET WEST FROM SE CORNER, SECTION 29

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-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year. 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 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:

WELL 1 - IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
6 N	35 E	WM	29	SW SW			4.8

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

WELL 1 - SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
6 N	35 E	WM	29	SW SW			15.1
6 N	35 E	WM	29	SE SW			33.4

WELL 2 - IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
6 N	35 E	WM	29	SW SE			31.8
6 N	35 E	WM	29	SE SE			18.5
6N	35E	WM	32	NE NE			18.5


WELL 2 - SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
6 N	35 E	WM	29	SW SE			7.6
6 N	35 E	WM	29	SE SE			20.0
6N	35 E	WM	32	NE NE			20.0

This certificate describes that portion of the water right confirmed by Certificate 45579, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered JUNE 17, 1987, and recorded in Special Order Volume 41, Page 286, canceling a portion of the water right. This certificate supersedes Certificate 45579.

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 the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed May 19, 2006.


 Phillip C. Ward, Director
 Water Resources Department