

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARTZ BROTHERS INC.
85147 MARCH RD
MILTON-FREEWATER, OR 97862

confirms the right to use the waters of WELL #1 AND #2 in the WALLA WALLA RIVER BASIN for SUPPLEMENTAL IRRIGATION OF 42.5 acres.

This right was perfected under Permit G-5880. The date of priority is JULY 18, 1973. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.57 CUBIC FOOT PER SECOND (IF AVAILABLE AT WELL #1), or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Survey Coordinates
6 N	34 E	WM	13	SW NE	2	WELL #1 – 270 FEET SOUTH AND 1420 FEET WEST FROM THE NE CORNER OF LOT 1 (SE NE) OF SECTION 13
6 N	34 E	WM	13	SE NW	3	WELL #2 – 395 FEET SOUTH AND 3670 FEET WEST FROM THE NE CORNER OF LOT 1 (SE NE) OF SECTION 13

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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right is limited to any deficiency in the available supply of any prior right existing for the same land.

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:

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may 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.

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 N	34 E	WM	13	SW NE	23.6
6 N	35 E	WM	13	SE NE	21.6

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

When required by the Department, the water user shall install, maintain and operate an in-line flow meter or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

This certificate confirms an order of the Water Resources Director entered on MAR 26 2008 and recorded in Special Order Volume 74, Page 455, approving a petition by Hudson Bay District Improvement Company under ORS 541.329 for mapping water rights within a district. This certificate supersedes water right Certificate 76996.

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.

WITNESS the signature of the Water Resources Director, affixed MAR 26 2008.



 Phillip C. Ward, Director