

STATE OF OREGON
COUNTY OF MORROW
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BOARDMAN TREE FARM, LLC.
PO BOX 870
HERMISTON OR 97838

confirms the right to use the waters of COLUMBIA RIVER, tributary to PACIFIC OCEAN for IRRIGATION of 160.9 ACRES.

This right was perfected under Permit 37293. The date of priority is FEBRUARY 7, 1974. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 2.59 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
4 N	25 E	WM	2	NE NW	7	150 FEET SOUTH & 2990 FEET WEST FROM NE CORNER, SECTION 2

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-FORTIETH 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 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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:

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
2 N	26 E	WM	2	SW NE		2.2
2 N	26 E	WM	2	NW SE		16.8
2 N	26 E	WM	2	SW SE		1.6
2 N	26 E	WM	3	NE NW	3	4.1
2 N	26 E	WM	3	SE NW		17.2
2 N	26 E	WM	3	NE SW		38.4
2 N	26 E	WM	3	NW SW		2.1
2 N	26 E	WM	3	SE SW		12.0
3 N	26 E	WM	33	NE NE		9.9
3 N	26 E	WM	33	SE NE		38.7
3 N	26 E	WM	33	NE SE		5.9

NOTICE OF RIGHT TO 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.

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
3 N	26 E	WM	34	NW NW		7.7
3 N	26 E	WM	34	SW NW		4.0
3 N	26 E	WM	34	NW SW		0.3

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

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered January 8, 2003, at Special Order Volume 57, Page 23, approving Transfer Application 7890, and together with Certificate 79851, supersedes Certificate 75847, State record of Water Right Certificates.

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 MAR 07 2011



Dwight W. French
 Administrator Water Rights and Adjudications, for
 Phillip C. Ward, Director