

STATE OF OREGON  
COUNTY OF UMATILLA  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DAVID DITCHEN  
7385 HOWELL PRAIRIE RD  
SILVERTON, OR 97875

confirms the right to use the waters of FIVE WELLS within the UMATILLA RIVER BASIN for PRIMARY IRRIGATION of 1.8 ACRES AND SUPPLEMENTAL IRRIGATION of 45.0 ACRES.

This right was perfected under Permit G-10452. The date of priority is JUNE 13, 1983. This right is limited to not more than 0.58 CUBIC FOOT PER SECOND; being 0.17 CFS from WELL 1 when available with any deficiency in the available supply from Well 1 to be made up by appropriation from WELLS 2, 3, 4, and 5; 0.08 CFS from WELL 3 to be made up by appropriation from WELLS 2, 4, and 5; 0.23 CFS from WELL 2 when available with any deficiency in the available supply from Well 2 to be made up by appropriation from WELLS 1, 3, 4, and 5; and 0.10 CFS from WELL 5 when available with any deficiency in the available supply from Well 5 to be made up by appropriation from WELLS 1, 2, 3, and 4, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

| Tw<br>p | Rng  | Mer    | Sec | Q - Q | Measured Distances  |
|---------|------|--------|-----|-------|---|
| 4 N     | 29 E | W<br>M | 24  | SW NE | WELL 1 - 1220 FEET NORTH AND 1940 FEET WEST FROM E <sup>1</sup> / <sub>4</sub> CORNER OF SECTION 24 |
| 4 N     | 29 E | W<br>M | 25  | NW NW | WELL 2 - 750 FEET SOUTH AND 1180 FEET EAST FROM NW CORNER OF SECTION 25                             |
| 4 N     | 29 E | W<br>M | 24  | SW SE | WELL 3 - 160 FEET NORTH AND 2660 FEET EAST FROM SW CORNER OF SECTION 24                             |
| 4 N     | 29 E | W<br>M | 36  | NE SE | WELL 4 - 90 FEET SOUTH AND 1100 FEET WEST FROM E <sup>1</sup> / <sub>4</sub> CORNER OF SECTION 36   |
| 4 N     | 29 E | W<br>M | 25  | SE NE | WELL 5 - 470 FEET NORTH AND 70 FEET WEST FROM E <sup>1</sup> / <sub>4</sub> CORNER OF SECTION 25    |

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, provided further that the right allowed herein for supplemental irrigation shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein. 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 IRRIGATION WELL #1 |      |     |     |       |       |
|----------------------------|------|-----|-----|-------|-------|
| Twp                        | Rng  | Mer | Sec | Q - Q | Acres |
| 4 N                        | 29 E | WM  | 24  | NW SW | 1.8   |

| SUPPLEMENTAL IRRIGATION WELL #1 |      |     |     |       |       |
|---------------------------------|------|-----|-----|-------|-------|
| Twp                             | Rng  | Mer | Sec | Q - Q | Acres |
| 4 N                             | 29 E | WM  | 24  | NE SW | 4.8   |
| 4 N                             | 29 E | WM  | 24  | NW SW | 4.0   |
| 4 N                             | 29 E | WM  | 24  | NW SE | 4.4   |

| SUPPLEMENTAL IRRIGATION WELL #3 |      |     |     |       |       |
|---------------------------------|------|-----|-----|-------|-------|
| Twp                             | Rng  | Mer | Sec | Q - Q | Acres |
| 4 N                             | 29 E | WM  | 24  | SE SW | 7.1   |

| SUPPLEMENTAL IRRIGATION WELL #2 |      |     |     |       |       |
|---------------------------------|------|-----|-----|-------|-------|
| Twp                             | Rng  | Mer | Sec | Q - Q | Acres |
| 4 N                             | 29 E | WM  | 25  | NE SW | 1.6   |
| 4 N                             | 29 E | WM  | 25  | NW SW | 16.6  |
| 4 N                             | 29 E | WM  | 36  | NE SE | 0.6   |

| SUPPLEMENTAL IRRIGATION WELL #5 |      |     |     |       |       |
|---------------------------------|------|-----|-----|-------|-------|
| Twp                             | Rng  | Mer | Sec | Q - Q | Acres |
| 4 N                             | 29 E | WM  | 25  | NW SE | 5.9   |

This certificate describes that portion of the water right confirmed by Certificate 76130, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered **DEC 01 2011**, approving Transfer Application T-11177.

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.

WITNESS the signature of the Water Resources Director, affixed DEC 01 2011.

  
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 Dwight French, Water Right Services Administrator, for  
 PHILLIP C. WARD, DIRECTOR