

STATE OF OREGON
 COUNTY OF UMATILLA

· CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

POVERTY ACRES INC.
 80897 WOLFE LANE
 HERMISTON OR 97838

confirms the right to use the waters of THREE WELLS, tributary to UMATILLA BASIN for IRRIGATION of 259.8 ACRES.

This right was perfected under Permit G-5985. The date of priority is December 31, 1973. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 3.25 cubic feet per second (CFS), being 2.22 CFS from Well 1, 2.63 CFS from Well 3, and 2.70 CFS from Well 5, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 N	28 E	WM	25	SE NW	WELL # 1 - 1000 FEET NORTH & 600 FEET WEST FROM CENTER 1/4 CORNER, SECTION 25
5 N	28 E	WM	25	NE SW	WELL # 3 - 920 FEET SOUTH & 760 FEET WEST FROM CENTER 1/4 CORNER, SECTION 25
5 N	28 E	WM	25	NW SW	WELL # 5 - 1750 FEET NORTH & 30 FEET EAST FROM SW CORNER, 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 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 is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
5 N	28 E	WM	25	NW NE	13.2
5 N	28 E	WM	25	SW NE	38.9
5 N	28 E	WM	25	NE NW	12.8
5 N	28 E	WM	25	NW NW	15.8
5 N	28 E	WM	25	SW NW	39.5

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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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	Acres
5 N	28 E	WM	25	SE NW	38.7
5 N	28 E	WM	25	NE SW	12.0
5 N	28 E	WM	25	NW SW	12.2
5 N	28 E	WM	25	NW SE	12.4
5 N	28 E	WM	26	NE NE	12.4
5 N	28 E	WM	26	SE NE	38.9
5 N	28 E	WM	26	NE SE	13.0

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 quantity of water diverted at the new points of appropriation (wells), together with that diverted at the old point of appropriation, shall not exceed the quantity of water available from the original point of appropriation.

When required by the Department, the water user shall install in-line flow meters or other suitable devices for measuring and recording the quantity of water used. The type and plans of the measuring devices 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 additional points of appropriation approved by an order of the Water Resources Director entered August 14, 1997, at Special Order Volume 51, Page 938, approving Transfer Application 7240 and supersedes Certificate 54562, State record of Water Right Certificates.

Issued JAN 27 2012



Dwight W. French
Water Right Services Administrator, for
Phillip C. Ward, Director