

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

TERRA MAGIC INC.
PO BOX 3093
LA GRANDE OR 97850

confirms the right to use the waters of GRANDE RONDE RIVER, tributary to SNAKE RIVER for IRRIGATION of 200.0 ACRES.

This right was perfected under Permit 40765. The date of priority is JUNE 17, 1976. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.24 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	Measured Distances
2 S	39 E	WM	22	NW NW	65 FEET SOUTH & 675 FEET EAST FROM SW CORNER, SECTION 15

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 3.0 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
2 S	39 E	WM	16	NE SW	20.0
2 S	39 E	WM	16	SE SW	20.0
2 S	39 E	WM	16	NE SE	40.0
2 S	39 E	WM	16	NW SE	40.0
2 S	39 E	WM	16	SW SE	40.0
2 S	39 E	WM	16	SE SE	40.0

The quantity of water diverted at the new point(s) of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available from the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	39 E	WM	15	SW SW	70 FEET NORTH & 660 FEET EAST FROM THE SW CORNER, SECTION 15

The water user shall maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

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.

Water shall be acquired from the same surface source as the original point of diversion.

The water user shall maintain a fish screen or fish by-pass device.

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.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered MARCH 19, 2003, at Special Order Volume 57, Page 259, approving Transfer Application 8782, supercedes Certificate 45970, State record of Water Right Certificates.

Issued DEC 31 2013



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