

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GRAY JAQUA COOK, LLC
35300 HENDRICKS RD
CRESWELL OR 97426

confirms the right to use the waters of JOHN DAY RIVER, tributary to COLUMBIA RIVER, for SUPPLEMENTAL IRRIGATION of 91.0 ACRES.

This right was perfected under Permit S-46253. The date of priority is JULY 13, 1981. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.15 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|------|------|-----|-----|-------|--------------------------------------------------------------|
| 13 S | 29 E | WM | 26 | NE NE | 740 FEET SOUTH AND 1260 FEET WEST FROM NE CORNER, SECTION 26 |

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

The right 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 is as follows:

| Twp | Rng | Mer | Sec | Q-Q | Acres |
|------|------|-----|-----|-------|-------|
| 13 S | 29 E | WM | 26 | NE NE | 27.2 |
| 13 S | 29 E | WM | 26 | NW NE | 2.0 |
| 13 S | 29 E | WM | 26 | SW NE | 36.1 |
| 13 S | 29 E | WM | 26 | SE NE | 19.7 |
| 13 S | 29 E | WM | 26 | NW SE | 6.0 |

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

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|------|------|-----|-----|-------|-------------------------------------------------------------------------------------|
| 13 S | 30 E | WM | 29 | SE NE | BLUE MOUNTAIN DITCH - 80 FEET NORTH AND 1310 FEET WEST FROM E1/4 CORNER, SECTION 29 |

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.

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.

When required by the Department, the water user shall operate and maintain the headgate and measuring device, as needed. The water user shall report total flow figures when requested by the Watermaster. The Watermaster may operate the headgate and monitor the accuracy of the measuring device, as needed.

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.

This certificate is issued to confirm AN ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered JULY 30, 2004, at Special Order Volume 60, Page 839, approving Transfer Application 9332, and together with Certificate 80874, supercedes Certificate 65852, State record of Water Right Certificates.

Issued APR 11 2014



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