

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MDB FARMS LLC
 STEVEN C DELASHMUTT, MANAGER
 61070 PIERCE RD
 LA GRANDE OR 97850

confirms the right to the use of water perfected under the terms of Permit S-28560. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: GRANDE RONDE RIVER, A TRIBUTARY OF SNAKE RIVER

PURPOSE OR USE: IRRIGATION OF 123.6 ACRES AND SUPPLEMENTAL IRRIGATION OF 25.0 ACRES

MAXIMUM RATE: 0.99 CUBIC FOOT PER SECOND

DATE OF PRIORITY: OCTOBER 30, 1962

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	39 E	WM	32	SE NW	PUMP STATION BANK – 2561 FEET SOUTH AND 825.2 FEET WEST FROM N1/4 CORNER SECTION 32

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be 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 to use of water is limited to the period when the flow of the Lower Grande Ronde River is more than 300 cubic feet per second at USGS Gage No. 3325 and more than 420 cubic feet per second at Oregon-Washington border, and 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:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
2 S	39 E	WM	32	SE NW	10.8
2 S	39 E	WM	32	NE SW	34.6
2 S	39 E	WM	32	NW SW	21.7
2 S	39 E	WM	32	SW SW	39.7
2 S	39 E	WM	32	SE SW	16.8

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.

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
2 S	39 E	WM	32	NE SW	5.0
2 S	39 E	WM	32	SE SW	20.0

The quantity of water diverted at the new point of diversion (Pump South Bank), shall not exceed the quantity of water lawfully available at the original points of diversion (POD 1 and 2) described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	39 E	WM	32	SE NW	POD #1 – 2380 FEET SOUTH AND 600 FEET WEST FROM N1/4 CORNER, SECTION 32
2 S	39 E	WM	32	NW SW	POD #2 – 2780 FEET SOUTH AND 1400 FEET WEST FROM N1/4 CORNER, SECTION 32

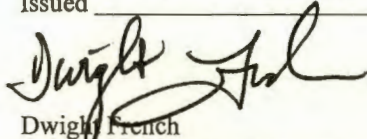
The water suer shall operate and maintain the fish screen at the new point of diversion consistent with Oregon Department of Fish and Wildlife's operational and maintenance standards.

This right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

This certificate is issued to confirm a change in POINT OF DIVERSION and PLACE OF USE approved by an order of the Water Resources Director entered December 5, 2019, at Special Order Volume 114, Page 522, approving Transfer Application T-12591, and together with Certificate 94684, supercedes Certificate 41055, State record of Water Right Certificates.

APR 14 2023

Issued _____



Dwight French
 Water Right Services Division Administrator, for
 Douglas E. Woodcock, Acting Director
 Oregon Water Resources Department