

STATE OF OREGON

COUNTY OF

HOOD RIVER

CERTIFICATE OF WATER RIGHT

This is to certify, That DUCKWALL-POOLEY FRUIT COMPANY

of PO Box 150, Odell, State of OR 97044, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Davis Creek

a tributary of Odell Creek for the purpose of industrial use

under Permit No. 48023 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from September 1, 1983

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.79 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 NW 1/4, Section 35, T2N, R10E, WM; 120 feet South and 300 feet East from NW corner Section 35.

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 ----- of one cubic foot per second per acre,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

NW 1/4 SE 1/4
Section 26
Township 2 North, Range 10 East, WM

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date. February 18, 1987

.....WILLIAM.H.....YOUNG.....
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 55678

8158D/BE
65823