

STATE OF OREGON  
COUNTY OF JACKSON  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MODOC ORCHARD COMPANY  
C/O BEN DARRAS  
P.O. BOX 56  
MEDFORD, OREGON 97501

confirms the right to use the waters of MODOC ORCHARD SUMP 1 in the BEAR CREEK BASIN for the purpose of TEMPERATURE CONTROL FOR 18.0 ACRES.

The right has been perfected under Permit G-5805. The date of priority is JANUARY 9, 1974. The right is limited to not more than 2.6 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the sump.

The sump is located as follows:

LOT 4 (NE 1/4 NW 1/4), SECTION 6, T 38 S, R 1 W,  
W.M.; 1190 FEET SOUTH AND 75 FEET WEST FROM N1/4 CORNER SECTION 6.

The right 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, and to which such right is appurtenant, is as follows:

LOT 5 (SE 1/4 SW 1/4) 0.7 ACRE  
SECTION 31  
TOWNSHIP 37 SOUTH, RANGE 1 WEST, W.M.

LOT 1 (NE 1/4 NW 1/4) 13.7 ACRES  
LOT 4 (NE 1/4 NW 1/4) 3.6 ACRES  
SECTION 6  
TOWNSHIP 38 SOUTH, RANGE 1 WEST, W.M.

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.

WITNESS the signature of the Water Resources Director,  
affixed this date DECEMBER 9, 1988.

/s/ WILLIAM P. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 58651

G-6407