

STATE OF OREGON  
COUNTY OF MARION  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

D. A. NUSOM ORCHARDS  
13501 RIVER ROAD, N.E.  
GERVAIS, OREGON 97026

confirms the right to use the waters of A WELL in the WILLAMETTE RIVER BASIN for the purpose of IRRIGATING 36.3 ACRES.

The right has been perfected under Permit G-3699. The date of priority is MAY 26, 1967. The right is limited to not more than 0.24 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 NE 1/4, AS PROJECTED WITHIN DLC 92, SECTION 30, T 5 S, R 2 W, W.M.; 980 FEET SOUTH AND 1970 FEET EAST FROM THE NW CORNER OF DLC 92.

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-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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:

NE 1/4 NE 1/4 9.1 ACRES  
NW 1/4 NE 1/4 15.9 ACRES  
SW 1/4 NE 1/4 3.9 ACRES  
SE 1/4 NE 1/4 1.9 ACRES  
NE 1/4 NW 1/4 4.1 ACRES  
SE 1/4 NW 1/4 1.4 ACRES  
ALL AS PROJECTED WITHIN DLC 92  
SECTION 30  
TOWNSHIP 5 SOUTH, RANGE 2 WEST, W.M.

This certificate is issued to confirm a change in POINT OF APPROPRIATION approved by an order of the Water Resources Director entered DECEMBER 6, 1983, and supersedes certificate 39898, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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 AUGUST 31, 1989.

/s/ WILLIAM H. YOUNG  
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 62312

T-5388.JW