

STATE OF OREGON  
COUNTY OF JACKSON  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ASSOCIATED FRUIT COMPANY (VILAS ORCHARD)  
3721 COLVER ROAD  
PHOENIX, OR 97535

confirms the right to use the waters of SOUTH FORK LITTLE BUTTE CREEK WITH ANY DEFICIENCY IN THE AVAILABLE SUPPLY FROM SOUTH FORK LITTLE BUTTE CREEK TO BE MADE UP BY APPROPRIATION FROM NORTH FORK LITTLE BUTTE CREEK AND VILAS ORCHARD NO. 1 RESERVOIR CONSTRUCTED UNDER PERMIT R-10830, a tributary of LITTLE BUTTE CREEK, for TEMPERATURE CONTROL (FROST PROTECTION) ON 13.2 ACRES.

This right was perfected under Permit 50022. The date of priority is JANUARY 28, 1987. This right is limited to 2.0 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

NE 1/4 SE 1/4 SECTION 29 AND SE 1/4 NE 1/4 SECTION 20, T 36 S, R 2 E, W.M., AND SE 1/4 NE 1/4, SECTION 5, T 37 S, R 1 W, W.M.; SOUTH FORK LITTLE BUTTE CREEK - 600 FEET SOUTH AND 525 FEET WEST FROM THE EAST 1/4 CORNER OF SECTION 29; NORTH FORK LITTLE BUTTE CREEK - 60 FEET NORTH AND 630 FEET WEST FROM THE EAST 1/4 CORNER OF SECTION 20. [RESERVOIR - 750 FEET NORTH AND 70 FEET WEST FROM THE 1/4 CORNER OF SECTIONS 4 & 5, T 37 S, R 1 W, W.M.]

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 to which this right is appurtenant is as follows:

SW 1/4 NE 1/4      0.95 ACRE  
SE 1/4 NE 1/4      12.25 ACRES  
SECTION 5  
TOWNSHIP 37 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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed JUNE 26, 1992.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67526.

69006.LMJ