

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

J.B. SOD & SEED
5289 BLUE GRASS LANE NE
SILVERTON, OREGON 97381

confirms the right to use the waters of JANZ WELL in the PUDDING RIVER BASIN for IRRIGATION OF 75.1 ACRES.

This right was perfected under Permit G-6916. The date of priority is JUNE 21, 1976. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.64 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE $\frac{1}{4}$ SW $\frac{1}{4}$, AS PROJECTED WITHIN SIMMONS DLC 40, SECTION 36, T 6 S, R 2 W, W.M.; 350 FEET SOUTH AND 570 FEET WEST FROM NW CORNER SHANNON DLC 38.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre-feet per acre for each acre irrigated during the irrigation season of each year.

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:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 13.60 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 17.10 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 34.20 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 10.20 ACRES
ALL AS PROJECTED WITHIN SIMMONS DLC 40
SECTION 36
TOWNSHIP 6 SOUTH, RANGE 2 WEST, W.M.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

This certificate describes that portion of the water right confirmed by Certificate 57220, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JAN 07 1997, approving Transfer Application 7233

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.

Superseding Certificate 57220-496

WITNESS the signature of the Water Resources Director, affixed

JAN 07 1997

BY **MARtha O. PAGel**

Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 68639.

T-7233.PKS