

STATE OF OREGON

COUNTY OF WASCO

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DAYL ANN'S CHERRY LANE, INC.  
JOHN W. PHILLIPS, V.P.  
660 CARROLL ROAD  
MOSIER, OR 97040

confirms the right to use the waters of AN EXISTING WELL in the MOSIER CREEK BASIN for FROST PROTECTION ON 19.5 ACRES.

This right was perfected under Permit G-10927. The date of priority is AUGUST 15, 1989. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 400 GALLONS PER MINUTE, or its equivalent in case of rotation, measured at the point of diversion from the source.

The well is located as follows:

NE 1/4 NE 1/4, SECTION 12, T 2 N, R 11 E, W.M.; 30 FEET NORTH AND 10 FEET WEST FROM THE SE CORNER OF THE NE 1/4 NE 1/4 OF SECTION 12.

The right shall be limited to appropriation of water only to the extent that it does not impair or substantially interfere with prior surface water rights as well as prior ground water rights of others.

**NO WATER SHALL BE APPROPRIATED FROM THE POMONA AQUIFER.**

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 1/4 NE 1/4            14.4 ACRES  
NW 1/4 NE 1/4            0.1 ACRE  
SECTION 12  
TOWNSHIP 2 NORTH, RANGE 11 EAST, W.M.

NW 1/4 NW 1/4            5.0 ACRES  
SECTION 7  
TOWNSHIP 2 NORTH, RANGE 12 EAST, W.M.

The user shall install and maintain a weir, meter or other suitable measuring device and shall keep a complete record of the amount of ground water withdrawn.

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

The right to use 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 JUNE 7, 1996.

151 Steven P. Applegate

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 72357.

BASIN 4  
G-11774.JT

VOLUME 2 MOSIER CREEK WELLS

DISTRICT 3