

STATE OF OREGON

COUNTY OF WASCO

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ANITA BYRD GANNON  
DBA BYRD ORCHARDS  
PO BOX 112  
MOSIER, OREGON 97040

confirms the right to use the waters of TWO WELLS in the MOSIER CREEK BASIN for IRRIGATION OF 30.8 ACRES.

This right was perfected under Permit G-7115. The date of priority is FEBRUARY 2, 1977. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.20 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The quantity of water appropriated at the new well, shall not exceed 0.20 cubic foot per second and that the quantity of water appropriated at the new well together with that appropriated from the old well shall not exceed the quantity of water available at the original well under the subject right.

The wells are located as follows:

ORIGINAL WELL: SW 1/4 SW 1/4, SECTION 6, T 2 N, R 12 E, W.M.; 700 FEET NORTH AND 760 FEET EAST FROM THE SW CORNER OF SECTION 6.

NEW WELL: SW 1/4 SW 1/4, SECTION 6, T 2 N, R 12 E. W.M.; 685 FEET NORTH AND 1692 FEET EAST FROM THE SW CORNER OF SECTION 6.

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) and 3.0 acre-feet 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 1/4 SW 1/4	1.8 ACRES
SW 1/4 SW 1/4	19.4 ACRES
SE 1/4 SW 1/4	9.6 ACRES

SECTION 6  
TOWNSHIP 2 NORTH, RANGE 12 EAST, W.M.

When in the judgement of the Watermaster it becomes necessary to install measuring devices:

the pump system shall include an access port for measuring the water level;

the pump system shall include an in-line flow meter or other suitable device for measuring the water to which the water user is entitled; and

the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the measuring device be installed under the general supervision of said Watermaster.

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

This certificate is issued to confirm a change in POINT OF APPROPRIATION approved by an order of the Water Resources Director entered DECEMBER 22, 1988, and supersedes Certificate 55637, 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 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 SEPTEMBER 29, 1996.

**/S/ GEOFFREY M. HUNTINGTON**

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Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 72938.