

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

TOM UNGER  
12675 PARADISE ALLEY RD NE  
SILVERTON, OREGON 97381

confirms the right to use the waters of A WELL in the PUDDING RIVER BASIN for IRRIGATION OF 44.2 ACRES.

This right was perfected under Permit G-10813. The date of priority is OCTOBER 29, 1987. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.55 CUBIC FOOT PER SECOND (IF AVAILABLE AT THE ORIGINAL POINT OF APPROPRIATION LOCATED WITHIN SE 1/4 SE 1/4, AS PROJECTED WITHIN L. DAVIS DLC 46, SECTION 33, TOWNSHIP 6 SOUTH, RANGE 1 WEST, W.M.; 2195 FEET NORTH AND 410 FEET EAST FROM THE SW CORNER, L. DAVIS DLC 59), or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 NW 1/4, AS PROJECTED WITHIN L. DAVIS DLC 59, SECTION 3, TOWNSHIP 7 SOUTH, RANGE 1 WEST, W.M.; 1150 FEET NORTH AND 2730 FEET EAST FROM THE SW CORNER DLC 59.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 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:

SW 1/4 SW 1/4            16.5 ACRES  
SE 1/4 SW 1/4            0.3 ACRE  
BOTH AS PROJECTED WITHIN L. DAVIS DLC 46  
SECTION 34  
TOWNSHIP 6 SOUTH, RANGE 1 WEST, W.M.

NE 1/4 NW 1/4            0.4 ACRE  
NW 1/4 NW 1/4            27.0 ACRES  
BOTH AS PROJECTED WITHIN L. DAVIS DLC 59  
SECTION 3  
TOWNSHIP 7 SOUTH, RANGE 1 WEST, W.M.

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

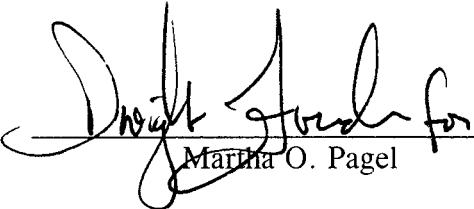
When required by the Department the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate is issued to confirm a change in POINT OF APPROPRIATION approved by an order of the Water Resources Director entered DECEMBER 10, 1993, and together with Certificate 68354, supersedes Certificate 61119, 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 MARCH 24, 2000.

  
Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 76462.