

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ORSON GREENHOUSES, INC
31820 NORTH LAKE CREEK DRIVE
TANGENT, OREGON 97389

NW FARM CREDIT SERVICES, FLCA
P.O. BOX 13309
SALEM, OREGON 97309

confirms the right to use the waters of WELL NO. 1 in the CALAPOOIA RIVER BASIN for IRRIGATION OF 2.0 ACRES AND IRRIGATION OF 1.84 ACRES IN GREENHOUSES.

This right was perfected under Permit G-10964. The date of priority is OCTOBER 24, 1989. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.048 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well. **The use of water for irrigation in the greenhouses is not restricted to the defined agricultural irrigation season.**

The well is located as follows:

SW 1/4 NE 1/4, AS PROJECTED WITHIN SETTLEMIRE DLC 63, SECTION 12, TOWNSHIP 12 SOUTH, RANGE 4 WEST, W.M.; 1370 FEET SOUTH AND 1360 FEET WEST OF THE NE CORNER OF SECTION 12.

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 ½ 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:

	<u>IRRIGATION</u>	<u>GREENHOUSES</u>
SW 1/4 NE 1/4	2.0 ACRES	1.84 ACRES
AS PROJECTED WITHIN SETTLEMIRE DLC 63		
SECTION 12		
TOWNSHIP 12 SOUTH, RANGE 4 WEST, W.M.		

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

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

The Department may require water level or pump test results every ten years.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.


The right to the use of the water for the above purpose is restricted to beneficial use without waste on the lands or place of use described. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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.

THIS CERTIFICATE IS ISSUED TO CORRECT A CLERICAL ERROR DISCOVERED BY THE DEPARTMENT AND SUPERSEDES CERTIFICATE 80853 ISSUED AUGUST 25, 2004. THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE LOCATION OF THE POINT OF APPROPRIATION.

Issued October 21, 2004.


Phillip C. Ward, Acting Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 80984.

G-11977.SB