

STATE OF OREGON
COUNTY OF WASHINGTON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OREGON BERRY PACKING COMPANY
ROUTE 6, BOX 232
HILLSBORO, OREGON 97123

confirms the right to use the waters of AN UNNAMED STREAM AND LRM RESERVOIR CONSTRUCTED UNDER PERMIT R-6128 WITH ANY DEFICIENCY IN THE SUPPLY TO BE APPROPRIATED FROM CAMPBELL CREEK AND RESERVOIR NO. 1 CONSTRUCTED UNDER PERMIT R-6159, tributaries of TUALATIN RIVER, for the purpose of OUT OF SEASON IRRIGATION OF 51.8 ACRES.

This right has been perfected under Permit 43174. The date of priority is MARCH 10, 1977. This right is limited to 0.65 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source. The use allowed herein may be made any time between October 1 and April 30 when water can be put to beneficial use by irrigation for immediate crop growth.

The points of diversion are located as follows:

UNNAMED STREAM AND LRM RESERVOIR - NE 1/4 NW 1/4, AS PROJECTED WITHIN C. LEWIS DLC 51, SECTION 31, TOWNSHIP 1 SOUTH, RANGE 2 WEST, W.M.; 900 FEET SOUTH AND 2340 FEET EAST FROM NW CORNER OF SECTION 31;

CAMPBELL CREEK - LOT 4 (SW 1/4 NE 1/4), SECTION 31, TOWNSHIP 1 SOUTH, RANGE 2 WEST, W.M.; 2370 FEET SOUTH AND 2790 FEET EAST FROM THE NW CORNER OF SECTION 31; AND

RESERVOIR NO. 1 - LOT 6 (NW 1/4 SE 1/4), SECTION 31, TOWNSHIP 1 SOUTH, RANGE 2 WEST, W.M.; 200 FEET SOUTH AND 670 FEET EAST FROM THE CENTER 1/4 CORNER OF SECTION 31.

The amount of water used for irrigation under this right, 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 shall be further limited to a diversion of not to

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.

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exceed 2.5 acre-feet per acre for each acre irrigated during the period of May 1 to September 30, and shall be further limited to a diversion of not to exceed 1.0 acre-foot per acre for each acre irrigated during the period from October 1 to April 30, provided further that the right allowed herein shall not exceed 2.5 acre-feet for each acre irrigated in any one year. The use of water during the period from October 1 to March 31 as authorized herein shall not establish priority of right as against future appropriations of surface water for beneficial uses or for storage for such beneficial uses, other than similar rights for irrigation from October 1 to March 31. The water user shall record and submit annually a report of all water used for irrigation during the period of October 1 through April 30 of each year.

This right shall conform to any reasonable rotation system ordered by the proper state officer.

A description of the place of use under this right, and to which this right is appurtenant, is as follows:

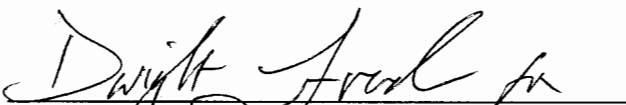
LOT 4	(SW 1/4 NE 1/4)	19.2 ACRES
LOT 5	(SE 1/4 NE 1/4)	3.3 ACRES
LOT 3	(SE 1/4 NW 1/4)	3.4 ACRES
	NE 1/4 SW 1/4	22.4 ACRES
	NW 1/4 SW 1/4	1.2 ACRES
LOT 5	(NE 1/4 SE 1/4)	0.3 ACRE
LOT 6	(NW 1/4 SE 1/4)	2.0 ACRES

SECTION 31

TOWNSHIP 1 SOUTH, RANGE 2 WEST, W.M.

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. This right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

Issued December 22, 2004.


Phillip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 81082.

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