

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

STATE OF OREGON

COUNTY OF MORROW

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLOW FARMS, LLC  
C/O MARK ZOLLER  
415 E. MILL PLAIN BLVD.  
VANCOUVER, WASHINGTON 98660

confirms the right to use the waters of THREE (3) WELLS in the WILLOW CREEK BASIN for IRRIGATION OF 190.2 ACRES AND SUPPLEMENTAL IRRIGATION OF 324.9 ACRES.

This right was perfected under Permit G-10135. The date of priority is APRIL 4, 1983. The amount of water this right is entitled is limited to an amount actually beneficially used and shall not exceed 1350 GALLONS PER MINUTE (GPM), BEING 450 GPM FROM CHENEY WELL #1, 440 GPM FROM CHENEY WELL #2, AND 1260 GPM FROM NEW WELL IN ANY COMBINATION, if available at the original points of appropriation (CHENEY WELL #1 and CHENEY WELL #2), or its equivalent in case of rotation, measured at the points of appropriation from the source.

The wells are located as follows:

CHENEY WELL #1 (ORIGINAL WELL): SW 1/4 NW 1/4, SECTION 8, T 2 N, R 23 E, W.M.; 2440 FEET SOUTH AND 240 FEET EAST FROM THE NW CORNER, SECTION 8.

CHENEY WELL #2 (ORIGINAL WELL): SE 1/4 NE 1/4, SECTION 17, T 2 N, R 23 E, W.M.; 170 FEET NORTH AND 2370 FEET EAST FROM THE C 1/4 CORNER, SECTION 17.

NEW WELL - SE 1/4 NE 1/4, SECTION 20, T 2 N, R 23 E, W.M.; 1330 FEET NORTH AND 1470 FEET EAST FROM THE C 1/4 CORNER, SECTION 20.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, PROVIDED FURTHER THAT THE RIGHT ALLOWED HEREIN SHALL BE LIMITED TO ANY DEFICIENCY IN THE AVAILABLE SUPPLY OF ANY PRIOR RIGHT EXISTING FOR THE SAME LAND AND SHALL NOT EXCEED THE LIMITATION ALLOWED HEREIN.

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>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NE 1/4 NE 1/4		20.5 ACRES
SE 1/4 NE 1/4		20.5 ACRES
SE 1/4 SW 1/4	7.8 ACRES	
NE 1/4 SE 1/4		15.9 ACRES
SW 1/4 SE 1/4	3.1 ACRES	
SE 1/4 SE 1/4		4.5 ACRES
SECTION 7		
SW 1/4 NW 1/4	9.8 ACRES	
NE 1/4 SW 1/4	3.1 ACRES	
NW 1/4 SW 1/4	10.3 ACRES	22.0 ACRES
SW 1/4 SW 1/4		36.0 ACRES
SE 1/4 SW 1/4		31.5 ACRES
SW 1/4 SE 1/4	3.3 ACRES	
SECTION 8		
NE 1/4 NE 1/4		6.4 ACRES
NW 1/4 NE 1/4		33.5 ACRES
SW 1/4 NE 1/4		39.9 ACRES
SE 1/4 NE 1/4		30.9 ACRES
NE 1/4 NW 1/4	1.9 ACRES	35.5 ACRES
NW 1/4 NW 1/4		13.8 ACRES
SE 1/4 NW 1/4	2.8 ACRES	14.0 ACRES
SECTION 17		

TOWNSHIP 2 NORTH, RANGE 23 EAST, W.M.

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NE 1/4 NE 1/4	2.0 ACRES	
NW 1/4 NE 1/4	27.1 ACRES	
SW 1/4 NE 1/4	10.4 ACRES	
SE 1/4 NE 1/4	14.4 ACRES	
NE 1/4 NW 1/4	39.7 ACRES	
NW 1/4 NW 1/4	4.5 ACRES	
SW 1/4 NW 1/4	0.4 ACRE	
SE 1/4 NW 1/4	19.5 ACRES	
NE 1/4 SE 1/4	15.2 ACRES	
SE 1/4 SE 1/4	14.9 ACRES	

## SECTION 18

TOWNSHIP 2 NORTH, RANGE 23 EAST, W.M.

The water user shall have a diversion monitoring program that shall include recording the rate and duty of water appropriated. The flow data and water use report (rate and duty) shall be recorded daily and shall be available to the Watermaster promptly upon request. Monitoring data shall be provided to the Watermaster in a reasonable summary format, approved by the Watermaster. After three irrigation seasons, the Watermaster may modify the need for recording flow data daily to a lesser schedule.

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

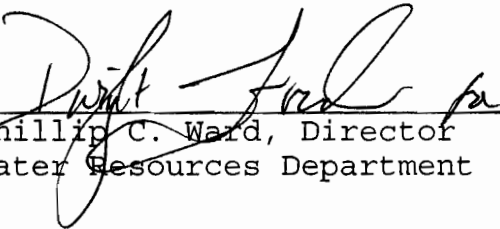
The quantity of water diverted at the new point of appropriation, together with the quantity diverted from the original points of appropriation (CHENEY WELL #1 and CHENEY WELL #2) shall not exceed the quantity of water available from the original point of appropriation.

The water user shall install and maintain an in-line flow meter for measuring and recording the quantity of water diverted at all points of appropriation. The type and plans of the measuring devices 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 POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered NOVEMBER 27, 2002, approving Transfer Application 8476, and supersedes Certificate 74191, State Record of Water Right Certificates.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

Issued April 23, 2007.

  
Phillip C. Ward, Director  
Water Resources Department

Recorded in State Record of Water Right Certificates numbered 83342.

T-8476\_G-10135.GEC