

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ALA VISTA ORCHARDS  
MEDFORD, OR 97501

confirms the right to use the waters of LITTLE BUTTE CREEK, tributary to the ROGUE RIVER, for IRRIGATION and SUPPLEMENTAL IRRIGATION of 107.7 ACRES.

This right was perfected under Permit S-15987. The date of priority is SEPTEMBER 19, 1944. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.35 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

| Twp  | Rng | Mer | Sec | Q-Q   |
|------|-----|-----|-----|-------|
| 36 S | 1 W | WM  | 3   | SW SW |

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 for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.5 acre-feet per acre for each acre irrigated during the irrigation season from April 2 to October 31 of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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.

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

| IRRIGATION |     |     |     |       |       |
|------------|-----|-----|-----|-------|-------|
| Twp        | Rng | Mer | Sec | Q-Q   | Acres |
| 36 S       | 1 W | WM  | 3   | SW SW | 2.0   |
| 36 S       | 1 W | WM  | 10  | SW NE | 27.0  |
| 36 S       | 1 W | WM  | 10  | SE NE | 31.7  |
| 36 S       | 1 W | WM  | 10  | NE NW | 10.4  |
| 36 S       | 1 W | WM  | 10  | NW NW | 14.7  |
| 36 S       | 1 W | WM  | 10  | SE NW | 21.9  |

| SUPPLEMENTAL IRRIGATION |     |     |     |       |       |
|-------------------------|-----|-----|-----|-------|-------|
| Twp                     | Rng | Mer | Sec | Q-Q   | Acres |
| 36 S                    | 1 W | WM  | 3   | SW SW | 2.0   |
| 36 S                    | 1 W | WM  | 10  | SW NE | 27.0  |
| 36 S                    | 1 W | WM  | 10  | SE NE | 31.7  |
| 36 S                    | 1 W | WM  | 10  | NE NW | 10.4  |
| 36 S                    | 1 W | WM  | 10  | NW NW | 14.7  |
| 36 S                    | 1 W | WM  | 10  | SE NW | 21.9  |

Portions of this right are supplemental to the right perfected under Permit S-6396. At the time this right was perfected, Permit S-6396 was not fully developed. Permit S-6396 was not perfected for all lands described by Certificate 15781 as supplemental. This right was perfected for irrigation on those lands for which Permit S-6396 was not perfected and for supplemental irrigation on those lands for which Permit S-6396 was perfected.

This certificate describes that portion of the water right confirmed by Certificate 75427, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUN 26 2008, approving Transfer Application t-8513.

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.

WITNESS the signature of the Water Resources Director, affixed JUN 26 2008.

  
Phillip C. Ward, Director