

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FESSLER FAMILY LLC
11796 MONITOR MCKEE RD
WOODBURN OR 97071

confirms the right to use the waters of A WELL, within the PUDDING RIVER BASIN for IRRIGATION of 14.0 ACRES.

This right was perfected under Permit G-11494. The date of priority is JULY 19, 1990. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.18 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 S	1 W	WM	21	NW SE	1540 FEET NORTH AND 1460 FEET WEST FROM SE CORNER, SECTION 21

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 2.5 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 is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
5 S	1 W	WM	21	NW SE	12.6
5 S	1 W	WM	21	SW SE	1.4

The quantity of water diverted at the new point of appropriation (well), together with that diverted at the old point of appropriation, shall not exceed the quantity of water available from the original point of appropriation described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 S	1 W	WM	21	NW SE	2500 FEET NORTH AND 2000 FEET WEST FROM SE CORNER, SECTION 21

Water shall be acquired from the same aquifer as the original point of appropriation.

When required by the Department the water user shall install and maintain an in-line flow meter or other suitable device for measuring and recording the quantity of water appropriated. 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.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

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

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.

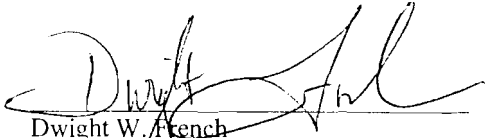
The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate is issued to confirm a CHANGE IN POINT OF APPROPRIATION approved by an order of the Water Resources Director entered OCTOBER 18, 2004, at Special Order Volume 62, Page 56, approving Transfer Application 7632, and together with Certificate 80976, supercedes Certificate 80661, State record of Water Right Certificates.

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.

DEC 20 2013

Issued _____.



Dwight W. Atench
Water Right Services Administrator,
for Phillip C. Ward, Director
Oregon Water Resources Department