

STATE OF OREGON  
COUNTY OF MARION  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PAN-AMERICAN BERRY GROWERS LLC  
6826 55<sup>TH</sup> AVE NE  
SALEM OR 97305

Confirms the right to use the waters of TWO WELLS within the LITTLE PUDDING RIVER BASIN for IRRIGATION of 4.8 ACRES.

This right was perfected under Permit G-55. The date of priority is SEPTEMBER 30, 1955. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.06 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	2 W	WM	28	NW SW	WELL 1 - 1650 FEET NORTH AND 1250 FEET EAST FROM SW CORNER, SECTION 28
6 S	2 W	WM	28	NW SW	WELL 2 - 2157 FEET NORTH AND 1245 FEET EAST FROM SW CORNER, SECTION 28

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
6 S	2 W	WM	33	NW NW	4.8

The quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available from the original point of appropriation described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	2 W	WM	33	NW NW	387 FEET SOUTH AND 615 FEET EAST FROM SE CORNER, SECTION 29

**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.

Measurement, recording and reporting conditions:

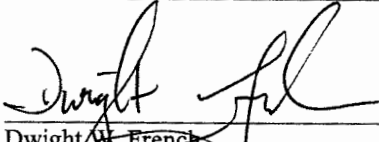
- A. The water user shall maintain the meters or other suitable measuring devices in good working order.
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

Water shall be acquired from the same aquifer (water source) as the original point of appropriation.

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 certificate is issued to confirm a change in POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered FEBRUARY 5, 2010, at Special Order Volume 80, Page 196, approving Transfer Application 10238, and together with Certificate 85906, supercedes Certificate 24171, State record of Water Right Certificates.

Issued NOV 18 2016

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