

STATE OF OREGON
 COUNTY OF MARION
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FRED AND ELIZABETH MUELLER
 6576 55TH AVE NE
 SALEM OR 97309

PAN AMERICAN BERRY GROWERS LLC
 6826 55TH AV NE
 SALEM OR 97305

confirms the right to use the waters of THREE WELLS, WITHIN THE LITTLE PUDDING RIVER BASIN, for IRRIGATION of 147.7 ACRES.

This right was perfected under Permit G-163. The date of priority is MARCH 9, 1956. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.11 CUBIC FEET PER SECOND (CFS); FURTHER LIMITED TO 0.32 CFS FOR THE WELL, 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	33	NW NW	WELL - 387 FEET SOUTH AND 615 FEET EAST FROM SE CORNER, SECTION 29
6 S	2 W	WM	28	NW SW	WELL 1 (ORIGINAL) - 1650 FEET NORTH AND 1250 FEET EAST FROM SW CORNER, SECTION 28
6 S	2 W	WM	28	NW SW	WELL 2 (ADDITIONAL) - 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, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, 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, and 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	GLot	Acres	Well	Taxlot
6 S	2 W	WM	28	SE NW	3	19.2	WELLS 1, 2	1100
6 S	2 W	WM	28	NE SW		39.7	WELLS 1, 2	100
6 S	2 W	WM	28	NW SW		10.4	WELLS 1, 2	400
6 S	2 W	WM	28	SW SW		3.0	WELL	401
6 S	2 W	WM	28	SW SW		35.4	WELLS 1, 2	400
6 S	2 W	WM	28	SE SW		40.0	WELLS 1, 2	100

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 quantity of water diverted at the additional point of appropriation (well 2), together with that diverted at the original point of appropriation (well 1), shall not exceed the quantity of water lawfully available at the original point of appropriation.

Measurement, recording and reporting conditions:

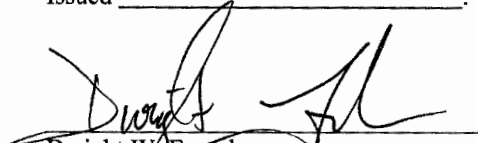
- A. The water user shall maintain the totalizing flow meter or other suitable measuring device in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, 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 POINT OF APPROPRIATION AND ADDITIONAL 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, supercedes Certificate 28240, State record of Water Right Certificates.

Issued NOV 18 2016


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