

STATE OF OREGON
 COUNTY OF CLACKAMAS
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MS TREES LLC
 C/O BRENT MARKUS
 PO BOX 1581
 SILVERTON OR 97381

confirms the right to the use of water perfected under the terms of Permit G-9798. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the well(s). The specific limits and conditions of the use are listed below.

SOURCE OF WATER: TWO WELLS, TRIBUTARY TO GRIBBLE CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 25.9 ACRES

MAXIMUM RATE: 0.32 CUBIC FOOT PER SECOND

DATE OF PRIORITY: MAY 28, 1982

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
4 S	1 E	WM	22	SW SW	41	WELL 1 (ORIGINAL)- 950 FEET NORTH AND 850 FEET EAST FROM SW CORNER, SECTION 22
4 S	1 E	WM	22	SW SW	41	WELL 2 (ADDITIONAL) - 1280 FEET NORTH AND 630 FEET EAST FROM SW CORNER, SECTION 22

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
4 S	1 E	WM	22	NW SW	41	13.6
4 S	1 E	WM	22	SW SW	41	12.3

When required by the Department, the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. 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 quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available from the original point of appropriation.

Water use measurement conditions:

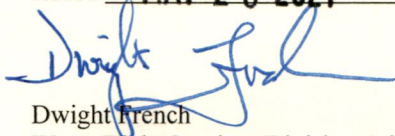
- A. The water user shall maintain a totalizing flow meter or other measuring device, in good working order as approved by the Director, at each new point of appropriation.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring 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 place of use described.

This certificate is issued to confirm a change in POINT OF APPROPRIATION approved by an order of the Water Resources Director entered October 23, 2017, at Special Order Volume 107, Page 13, approving Transfer Application T-12430, supercedes Certificate 86528, State record of Water Right Certificates.

Issued MAY 28 2021



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department