

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

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

confirms the right to use the waters of WELL 2 in the LITTLE PUDDING RIVER BASIN for IRRIGATION of 71.2 acres.

This right was perfected under Permit G-458. The date of priority is FEBRUARY 5, 1957. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed 0.66 CUBIC FOOT PER SECOND or its equivalent in the case of rotation, measured at the well.

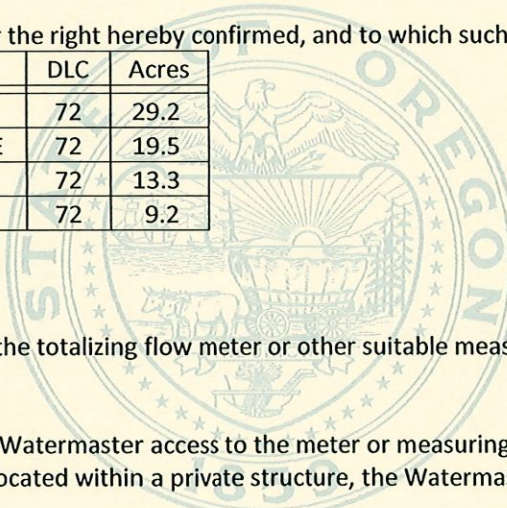
The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	2 W	WM	32	NE NE	72	WELL 2 (NEW) - 920 FEET SOUTH AND 90 FEET WEST FROM NE CORNER, SECTION 32

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 under the right hereby confirmed, and to which such right is appurtenant, is as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	2 W	WM	32	NE NE	72	29.2
6 S	2 W	WM	32	NW NE	72	19.5
6 S	2 W	WM	32	SW NE	72	13.3
6 S	2 W	WM	32	SE NE	72	9.2



Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device approved by the Director 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.

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 at the original point of appropriation described as follows:

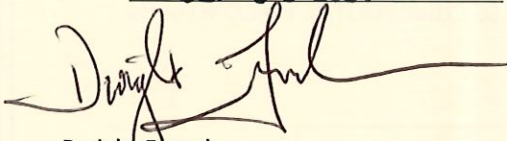
Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	2 W	WM	32	NE NE	72	VAN CLEAVE WELL NO. 2 - 160 FEET SOUTH AND 1190 FEET WEST FROM NE CORNER, SECTION 32

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

This certificate is issued to confirm a change in POINT OF APPROPRIATION approved by an order of the Water Resources Director entered FEBRUARY 14, 2013, at Special Order Volume 89, Page 33, approving Transfer Application T-11434, and together with Certificate 87931, supersedes Certificate 28242, State Record of Water Right Certificates.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

Issued **SEP 06 2024**



Dwight French
Water Right Services Division Administrator, for
Ivan Gall, Director
Oregon Water Resources Department