

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BRENT SMITH
OREGON ROOTSACK AND TREE INC
PO BOX 98
WOODBURN, OR 97071

confirms the right to use of water perfected under the terms of Permit G-8856. The amount of water to which this right is entitled is limited to an amount of water used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the wells. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: THREE WELLS in the PUDDING RIVER BASIN

PURPOSE OR USE: YEAR-ROUND IRRIGATION of 102.25 ACRES AND SUPPLEMENTAL IRRIGATION OF 55.3 ACRES AND COMMERCIAL USE IN NURSERY WAREHOUSES

MAXIMUM RATE: 2.05 CUBIC FEET PER SECOND, BEING 1.27 CFS FROM WELL 1, 2, AND 3 FOR IRRIGATION, 0.69 CFS FROM WELL 1 AND 3 FOR SUPPLEMENTAL IRRIGATION, AND 0.09 CFS FROM WELL 1 AND 3 FOR COMMERCIAL USE

DATE OF PRIORITY: AUGUST 13, 1979

The wells are located as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
5 S	1 W	WM	29	SE SW	4		WELL 1 – (ORIGINAL) 1200 FEET NORTH AND 3750 FEET WEST FROM THE SE CORNER OF SECTION 29
5 S	1 W	WM	30	SE NE		44	WELL 2 – (ORIGINAL) 940 FEET SOUTH AND 460 FEET EAST FROM THE SE CORNER OF LOT 1 SWNE, SECTION 30
5 S	1 W	WM	32	SE NW			WELL 3 – (ADDITIONAL) 1920 FEET SOUTH AND 1795 FEET EAST FROM THE NW CORNER OF SECTION 32

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) and 2.5 acre-feet for each acre irrigated during the period of April 1 through September 30. The right is further limited to 1.0 acre-foot per acre for each acre irrigated during the period of October 1 through March 31. The supplemental portion of this right is limited to any deficiency in the available supply or any prior right existing for the same land.

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 to which this right is appurtenant is as follows:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
5 S	1 W	WM	29	SW SW	4	2.70
5 S	1 W	WM	29	SE SW	4	9.15
5 S	1 W	WM	32	NW NE		2.00
5 S	1 W	WM	32	SW NE		7.40
5 S	1 W	WM	32	NE NW		13.50
5 S	1 W	WM	32	NW NW	1	9.70
5 S	1 W	WM	32	SE NW		40.00
5 S	1 W	WM	32	NE SW	3	13.20
5 S	1 W	WM	32	NW SE		4.60
TOTAL						102.25

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
5 S	1 W	WM	29	SW NW	44	0.6
5 S	1 W	WM	29	NW SW	44	0.3
5 S	1 W	WM	30	SW NE	44	5.2
5 S	1 W	WM	30	SE NE	44	24.8
5 S	1 W	WM	30	NE SE	44	20.0
5 S	1 W	WM	30	NW SE	44	4.4
TOTAL						55.3

COMMERCIAL					
Twp	Rng	Mer	Sec	Q-Q	GLot
5 S	1 W	WM	29	SE SW	4

The quantity of water diverted at the additional point of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.

Measurement, recording, and reporting conditions:

- A. The water user shall install a totalizing flow meter, or measuring devices in good working order, at each point of appropriation (new and existing).

- B. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

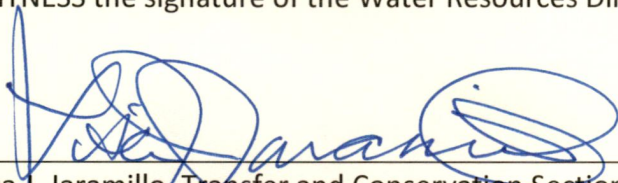
Water shall be acquired from the same aquifer (water source) as the original points of appropriation.

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described. The uses confirmed herein may be made only at time when sufficient water is available to satisfy all prior rights.

This certificate describes that portion of water right Certificate 95349, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JAN 16 2026, approving Transfer Application T-14612.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director affixed JAN 16 2026.



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
IVAN GALL, DIRECTOR
Oregon Water Resources Department

