

STATE OF OREGON  
COUNTY OF CLACKAMAS  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

VAN VEEN NURSERY  
4201 SE FRANKLIN STREET  
PORTLAND, OREGON 97206

confirms the right to use the waters of TWO WELLS in the BUTTE CREEK BASIN for the purpose of SUPPLEMENTAL IRRIGATION OF 30.0 ACRES AND COMMERCIAL USE IN A GREENHOUSE.

The right has been perfected under Permit G-9485. The date of priority is FEBRUARY 18, 1977, FOR 0.38 CFS FOR SUPPLEMENTAL IRRIGATION AND JANUARY 5, 1982, FOR 0.21 CFS FOR COMMERCIAL USE. The right is limited to not more than 0.38 CUBIC FOOT PER SECOND, BEING 0.14 CFS FROM WELL 1 AND 0.24 CFS FROM HOUSE WELL FOR IRRIGATION AND 0.21 CFS FROM HOUSE WELL FOR COMMERCIAL USE, or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

SE 1/4 SW 1/4, SW 1/4 SE 1/4, BOTH AS PROJECTED WITHIN NEWMAN DLC 73, SECTION 24, T 5 S, R 1 W, W.M.; WELL 1 - 1250 FEET NORTH & 2030 FEET EAST FROM SW CORNER SECTION 24; HOUSE WELL - 530 FEET NORTH & 470 FEET EAST FROM S1/4 CORNER SECTION 24.

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 BE FURTHER LIMITED NOT TO EXCEED 1.0 ACRE-FOOT PER ACRE IRRIGATED DURING THE PERIOD FROM FEBRUARY 1 TO MARCH 31, PROVIDED FURTHER THAT THE RIGHT ALLOWED HEREIN, TOGETHER WITH THE AMOUNT SECURED UNDER ANY OTHER RIGHT EXISTING FOR THE SAME LAND, SHALL NOT EXCEED 2.5 ACRE FEET FOR EACH ACRE IRRIGATED IN ANY ONE YEAR.

The right 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, and to which such right is appurtenant, is as follows:

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WELL 1

NE 1/4 SW 1/4 6.0 ACRES  
NW 1/4 SE 1/4 5.3 ACRES

HOUSE WELL

NW 1/4 SE 1/4 6.0 ACRES  
SE 1/4 SE 1/4 9.7 ACRES  
SW 1/4 SE 1/4 3.0 ACRES

COMMERCIAL

SW 1/4 SE 1/4  
SECTION 24  
ALL AS PROJECTED WITHIN DLC 73  
TOWNSHIP 5 SOUTH, RANGE 1 WEST, W.M.

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.

WITNESS the signature of the Water Resources Director, affixed this date APRIL 27, 1989.

/s/ WILLIAM H. YOUNG

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Water Resources Director

Recorded in State Record of Water Right Certificates numbered 60849

G-7760.BE