

STATE OF OREGON  
COUNTY OF CLACKAMAS  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JAMES A. AND BEVERLY F. FARLEY  
DBA FAIRDALE NURSERY COMPANY  
13200 SW WILSONVILLE ROAD  
WILSONVILLE, OREGON 97070

confirms the right to use the waters of ONE WELL in the WILLAMETTE RIVER BASIN for NURSERY OPERATIONS ON 0.34 ACRE.

This right was perfected under Permit G-11049. The date of priority is MARCH 27, 1990. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.04 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The well is located as follows:

SW 1/4 SE 1/4, AS PROJECTED WITHIN DLC 49 SECTION 21, T 3 S, R 1 W, W.M.; 784 FEET NORTH AND 2636 FEET WEST FROM THE SE CORNER OF SECTION 21.

The amount of water used for NURSERY OPERATIONS is limited to a diversion of 0.15 cubic foot per second per acre. For the irrigation of **containerized nursery plants**, the amount of water diverted is limited to ONE-FORTIETH of one cubic foot per second (or its equivalent) and 5.0 acre feet per acre per year. For the irrigation of **in ground nursery plants** the amount of water diverted is limited to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre feet per acre per year. The use of water for NURSERY OPERATIONS may be made at anytime of the year that the use is beneficial. For the irrigation of **any other crop**, the amount of water diverted is limited to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre feet per acre during the irrigation season of each year.

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:

SW 1/4 SE 1/4 0.34 ACRE  
AS PROJECTED WITHIN DLC 49  
SECTION 21  
TOWNSHIP 3 SOUTH, RANGE 1 WEST, W.M.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

When required by the department, the water user shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The Director may require water level or pump test results every ten years.

The use of water shall be limited when it interferes with the prior SURFACE OR GROUND water rights of others.

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Failure to comply with any of the provisions of this right may result in action including, but not limited to restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

The right to use 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 JUNE 27, 1995.



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Martha O. Pagel