

STATE OF OREGON
COUNTY OF CLACKAMAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ISSA KARAM dba KARAM NURSERY
15028 SOUTH REDLAND ROAD
OREGON CITY, OREGON 97045

confirms the right to use the waters of A WELL in the ABERNATHY CREEK BASIN for NURSERY OPERATIONS ON 6.0 ACRES.

This right was perfected under Permit G-11279. The date of priority is OCTOBER 4, 1990. This right is limited to 0.075 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SW 1/4 NW 1/4, SECTION 34, T 2 S, R 2 E, W.M.; 557 FEET NORTH AND 250 FEET EAST FROM THE EAST 1/4 CORNER OF SECTION 33.

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:

LOT 2 (SE 1/4 ~~NE 1/4~~) 1.60 ACRES
SECTION 33

SW 1/4 NW 1/4 4.40 ACRES
SECTION 34
TOWNSHIP 2 SOUTH, RANGE 2 EAST, W.M.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

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maintain a weir, meter, or other suitable measuring device, and keep a complete record of the amount of ground water withdrawn.

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

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

The right to use water for the above purpose is restricted to beneficial use, without waste, on the lands or place of use described. The water user is advised that new regulations may require use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

WITNESS the signature of the Water Resources Director, affixed March 14, 2003.


Paul R. Cleary



Recorded in State Record of Water Right Certificate Number 79922.

G-12253.SB