

STATE OF OREGON

COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RON HOCHSTEIN  
38100 SW GNOS RD  
CORNELIUS OR 97113

confirms the right to use the waters of an UNNAMED TRIBUTARY AND A RESERVOIR, CONSTRUCTED UNDER PERMIT R-11154, TRIBUTARIES OF THE TUALATIN RIVER, for NURSERY OPERATIONS USE of 9.3 ACRES.

This right was perfected under Permit 50726. The date of priority is MAY 12, 1989. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.77 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion (POD) are located as follows:

POD	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
PUMP	1 S	3 W	WM	28	SE NW	2320 FEET SOUTH & 1675 FEET EAST FROM NW CORNER, SECTION 28
DAM CENTER	1 S	3 W	WM	28	SE NW	2390 FEET SOUTH & 1850 FEET EAST FROM NW CORNER, SECTION 28

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 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 right to the use of water for the above purpose is restricted to beneficial use on the lands or place of use described.

The use of water allowed herein from direct flow is limited to the period through June 30 of each year.

**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 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

A description of the place of use to which this right is appurtenant is as follows:

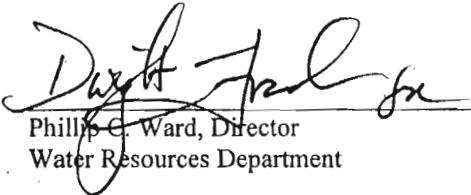
NURSERY USES							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
1 S	3 W	WM	28	NW NW			4.0
1 S	3 W	WM	28	SW NW			5.3

This right is for the beneficial use of water.

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 allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Issued JUN 20 2008

  
Phillip C. Ward, Director  
Water Resources Department