

STATE OF OREGON
 COUNTY OF YAMHILL
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MONROVIA NURSERY
 12600 SE ALDERMAN ROAD
 DAYTON OR 97114

confirms the right to use the waters of SIX WELLS in the PALMER CREEK Basin for NURSERY OPERATIONS on 525.5 ACRES.

This right was perfected under Permit G-11196. The date of priority is SEPTEMBER 18, 1989. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.22 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

Well	Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
2	5 S	3 W	WM	6	SW NE	42	210 FEET NORTH & 390 FEET EAST FROM SW CORNER, DLC 42
4	5 S	3 W	WM	6	NE SW	44	1220 FEET SOUTH & 1200 FEET WEST FROM SW CORNER, DLC 42
8	5 S	3 W	WM	7	SW NE	45	750 FEET SOUTH & 680 FEET WEST FROM SW CORNER, DLC 43
5	5 S	3 W	WM	7	SE NW	44	660 FEET SOUTH & 650 FEET WEST FROM NW CORNER, DLC 45
6	5 S	3 W	WM	7	SE NW	45	730 FEET SOUTH & 1230 FEET WEST FROM SW CORNER, DLC 43
7	5 S	3 W	WM	7	NE SW	44	1470 FEET SOUTH & 1430 FEET WEST FROM SW CORNER, DLC 43

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.

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 OPERATIONS							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
4 S	3 W	WM	31	SW SE		57	3.90
5 S	3 W	WM	5	SW NW		43	30.40
5 S	3 W	WM	5	NW SW		43	36.10
5 S	3 W	WM	5	SW SW		43	5.20
5 S	3 W	WM	6	NW NE		42	14.80
5 S	3 W	WM	6	NW NE	1		0.50
5 S	3 W	WM	6	SW NE	2		8.60
5 S	3 W	WM	6	SW NE		42	14.20
5 S	3 W	WM	6	SW NE		44	5.80
5 S	3 W	WM	6	SW NE		43	5.00
5 S	3 W	WM	6	SE NE		43	33.60
5 S	3 W	WM	6	NE NW			0.20
5 S	3 W	WM	6	SE NW	3		20.70
5 S	3 W	WM	6	SE NW		44	3.00
5 S	3 W	WM	6	NE SW		44	33.80
5 S	3 W	WM	6	SE SW		44	35.50
5 S	3 W	WM	6	NE SE		43	39.90
5 S	3 W	WM	6	NW SE		43	9.20
5 S	3 W	WM	6	NW SE		44	28.40
5 S	3 W	WM	6	SW SE		44	29.40
5 S	3 W	WM	6	SW SE		43	0.50
5 S	3 W	WM	6	SE SE		43	4.00
5 S	3 W	WM	7	NW NE		44	28.60
5 S	3 W	WM	7	SW NE		44	2.00
5 S	3 W	WM	7	SW NE		45	29.40
5 S	3 W	WM	7	NE NW		44	37.50
5 S	3 W	WM	7	SW NW		44	3.40
5 S	3 W	WM	7	SE NW		44	27.20
5 S	3 W	WM	7	SE NW		45	11.70
5 S	3 W	WM	7	NE SW		44	16.50
5 S	3 W	WM	7	NW SW		44	6.50

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times. 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.

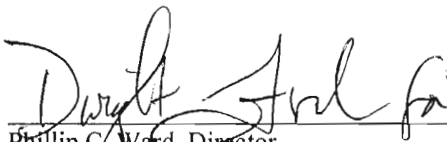
This right is for the beneficial use of water without waste.

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

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

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Phillip C. Ward, Director
Water Resources Department