

STATE OF OREGON

COUNTY OF CLACKAMAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ISELI NURSERY INC.
30590 SE KELSO RD
BORING OR 97009

confirms the right to use the waters of TICKLE CREEK, tributary of Clackamas River, for CONTAINER NURSERY OPERATION on 200.96 acres.

This right was perfected under Permit 47675. The date of priority is APRIL 28, 1983. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 5.50 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
2 S	4 E	WM	8	SE SW			645 FEET NORTH & 1345 FEET EAST FROM SW CORNER, SECTION 8

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

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
2 S	4 E	WM	8	SW NE			39.10
2 S	4 E	WM	8	NE NW			13.65
2 S	4 E	WM	8	NW NW			31.11
2 S	4 E	WM	8	SW NW			39.56
2 S	4 E	WM	8	SE NW			35.57
2 S	4 E	WM	8	NE SW			31.22
2 S	4 E	WM	8	NW SW			10.75

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.

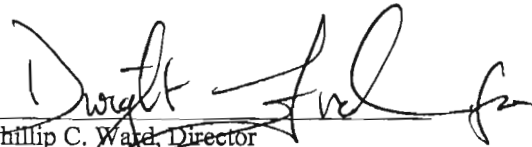
The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

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.

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 16 2009 .


Phillip C. Ward, Director
Water Resources Department