

STATE OF OREGON
 COUNTY OF CLACKAMAS
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLIAM DILLARD; WM DILLARD WHOLESALE NURSERY
 23055 SE TILLSTROM RD
 GRESHAM OR 97080

confirms the right to use the waters of WELL #1, WELL #2, AND WELL #3, in the JOHNSON CREEK BASIN (WILLAMETTE RIVER) for IRRIGATION of 10.1 ACRES.

This right was perfected under Permit G-5190. The date of priority is APRIL 12, 1973. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.13 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	3 E	WM	34	SE NW	WELL #1 - 3170 FEET NORTH & 290 FEET WEST FROM S1/4 SECTION 34
1 S	3 E	WM	34	SE NW	WELL #3 - 3001 FEET NORTH & 338 FEET WEST FROM S1/4 CORNER, SECTION 34
1 S	3 E	WM	34	NE SW	WELL #2 - 1836 FEET NORTH & 652 FEET WEST FROM S1/4 CORNER, SECTION 34

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated 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 is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 E	WM	34	SE NW	10.1

The quantity of water diverted at the new points of appropriation (wells), shall not exceed the quantity of water available from the original point of appropriation.

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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

When required by the Department the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

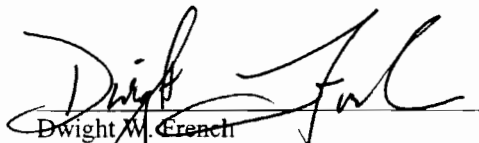
Water shall be acquired from the same aquifer as the original point of appropriation.

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.

This certificate is issued to confirm a change in ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered AUGUST 26, 1998, at Special Order Volume 52, Page 783, approving Transfer Application 7987, supercedes Certificate 42692, State record of Water Right Certificates.

JUN 20 2013

Issued _____



Dwight M. Crench
Administrator, Water Right Services, for
Phillip C. Ward, Director