

STATE OF OREGON
 COUNTY OF WASHINGTON
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GUTMANN NURSERIES INC.
 19131 NW DAIRY CREEK ROAD
 NORTH PLAINS OR 97133

confirms the right to use the waters of EAST FORK DAIRY CREEK, tributary of DAIRY CREEK for IRRIGATION of 4.0 ACRES.

This right was perfected under Permit 30742. The date of priority is January 17, 1966. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.053 CUBIC FOOT 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	Measured Distances
2 N	3 W	WM	16	SE NE	POD #1 - 200 FEET NORTH & 1320 FEET WEST FROM E1/4 CORNER, SECTION 16

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
2 N	3 W	WM	16	SE NE	4.0

The quantity of water diverted at the new point of diversion, shall not exceed the quantity of water available from the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2N	3W	WM	16	SE NE	150 FEET NORTH AND 1290 FEET WEST FROM E ¼ CORNER, SECTION 16

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.

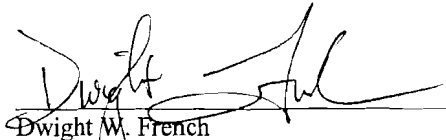
NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

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.

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 CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered NOVEMBER 9, 2004, at Special Order Volume 62, Page 154, approving Transfer Application 7278, and supercedes Certificate 74639, State record of Water Right Certificates.

Issued JUN 03 2013.

A handwritten signature in black ink, appearing to read "Dwight W. French", is written over a horizontal line.

Dwight W. French
Administrator, Water Right Services, for
Phillip C. Ward, Director