

STATE OF OREGON
 COUNTY OF YAMHILL
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CARLTON NURSERY CO. LLC
 PO BOX 398
 DAYTON OR 97114

confirms the right to the use of water perfected under the terms of Permit G-5442. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the well. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: A WELL IN THE PALMER CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 19.4 ACRES

MAXIMUM RATE: 0.24 CUBIC FOOT PER SECOND

DATE OF PRIORITY: DECEMBER 9, 1971

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
5 S	3 W	WM	9	SE NW	53	HOLBROOK - 3335 FEET NORTH AND 2285 FEET EAST FROM SW CORNER, SECTION 9

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lads, 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	DLC	Acres
5 S	3 W	WM	9	SE NW	53	19.4

Water user measurement conditions:

- a. The water user shall maintain the totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation, in good working order.
- b. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meter or measuring device are located within a private structure, the Watermaster shall request access upon reasonable notice.

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 quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation described as follows:

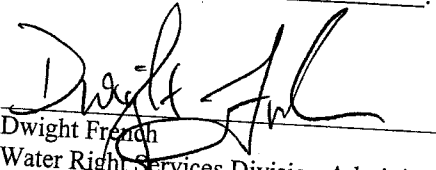
Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
5 S	3 W	WM	9	NW SW	51	YAMH 6439 - 1880 FEET NORTH AND 920 FEET EAST FROM SW CORNER, SECTION 9

Water shall be acquired from the same aquifer (water source) 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 place of use described.

This certificate is issued to confirm a change in POINT OF APPROPRIATION approved by an order of the Water Resources Director entered April 15, 2010, at Special Order Volume 80, Page 651, approving Transfer Application 10735, supercedes Certificate 84840, State record of Water Right Certificates.

Issued MAR 10 2017


 Dwight French
 Water Right Services Division Administrator, for
 Thomas M. Byler, Director
 Oregon Water Resources Department