

STATE OF OREGON

COUNTY OF DESCHUTES

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OREGROWN INDUSTRIES INC.
1199 NW WALL ST
BEND OR 97701

confirms the right to the use of water perfected under the terms of Permit G-11126. 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(s). The specific limits and conditions of the use are listed below.

SOURCE OF WATER: A WELL IN THE DESCHUTES RIVER BASIN

PURPOSE OR USE: NURSERY USE OF 2.0 ACRES

MAXIMUM RATE: 0.079 CUBIC FOOT PER SECOND (CFS)

DATE OF PRIORITY: SEPTEMBER 11, 1989 FOR 0.029 CFS AND OCTOBER 12, 1990 FOR 0.05 CFS

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
16 S	11 E	WM	35	NE SE	980 FEET SOUTH AND 185 FEET WEST FROM E1/4 CORNER, SECTION 35

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 of water 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.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
16 S	11 E	WM	35	NE SE	1.9
16 S	11 E	WM	35	SE SE	0.1

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 and place of use allowed for the nursery use under the portion of the right for irrigation use shall not exceed a rate of diversion of 0.05 cubic foot per second (cfs), a place of use of 0.333 acre in area, and a total volume diverted of not to exceed 1.67 acre foot during the irrigation season of March 1 through October 31. Containerized nursery plant use shall be limited to a rate of diversion of 0.05 cfs and a place of use of 2.0 acre in area, further limited to a total volume of water diverted of 10.0 acre feet during the irrigation season of March 1 to October 31. In-ground nursery plant use shall be limited to a rate of diversion of 0.05 cfs and a place of use of 4.0 acres in area, further limited to a total volume of water diverted of 10.0 acre feet during the irrigation season of March 1 through October 31.

The quantity of water and place of use allowed for the nursery use under the portion of the right for domestic use shall not exceed a rate of diversion of 0.029 cubic foot per second (cfs), a place of use of 0.193 acre in area, and a total volume diverted of not to exceed 0.965 acre foot during the entire year. Containerized nursery plant use shall be limited to a rate of diversion of 0.029 cfs and a place of use of 1.16 acre in area, further limited to a total volume of water diverted of 5.8 acre feet during the entire year. In-ground nursery plant use shall be limited to a rate of diversion of 0.029 cfs and a place of use of 2.32 acres in area, further limited to a total volume of water diverted of 5.8 acre feet during the entire year.

Water use measurement conditions:

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

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

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	13 E	WM	16	SE NE	640 FEET NORTH AND 1400 FEET EAST FROM C1/4 CORNER, SECTION 16

Water shall be acquired from the same aquifer (water source) as the original point of appropriation.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall include an air line and pressure gauge or an access port for a measuring line, adequate to determine the 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 shall keep a complete record of the amount of ground water withdrawn.

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 use granted herein may be made only at times when sufficient water is available to satisfy all prior rights.

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 POINT OF APPROPRIATION, PLACE OF USE and CHARACTER OF USE approved by an order of the Water Resources Director entered November 21, 2017, at Special Order Volume 107, Page 218, approving Transfer Application 12241, supercedes Certificate 90952, State record of Water Right Certificates.

Issued SEP 12 2025.

Katherine Ratcliffe

Katherine Ratcliffe
Water Right Services Division Administrator, for
Ivan Gall, Director
Oregon Water Resources Department

