

STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PALMER CREEK WATER DISTRICT IMPROVEMENT CO.  
14395 SE WALLACE RD  
DAYTON OR 97114

confirms the right to the use of water perfected under the terms of Permit S-54760. 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 point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-70109

SOURCE OF WATER: WILLAMETTE BASIN PROJECT RESERVOIRS, CONSTRUCTED UNDER PERMITS R-1625 AND R-5363, AND WILLAMETTE RIVER, A TRIBUTARY OF COLUMBIA RIVER

PURPOSE or USE: AGRICULTURE USE ON 6.1 ACRES AND SUPPLEMENTAL IRRIGATION OF CONTAINERIZED NURSERY STOCK ON 2.8 ACRES

RATE OF USE: LIMITED TO 0.06 CFS FROM LIVE FLOW. THE AMOUNT OF STORED WATER ALLOWED WILL BE DETERMINED BY THE WATER SERVICE CONTRACT, BUT SHALL NOT EXCEED 15.25 ACRE-FEET PER YEAR

PERIOD OF ALLOWED USE: YEAR ROUND FOR AGRICULTURAL USE BUT LIMITED TO MARCH 1 THROUGH OCTOBER 31 OR AS MAY BE FURTHER LIMITED BY THE BUREAU OF RECLAMATION WATER SUPPLY CONTRACT FOR IRRIGATION.

DATE OF PRIORITY: OCTOBER 31, 1989

The point of diversion is located as follows:

| Twp | Rng | Mer | Sec | Q-Q   | Measured Distances  |
|-----|-----|-----|-----|-------|---|
| 6 S | 3 W | WM  | 4   | NW SW | 4700 FEET NORTH AND 1290 FEET EAST FROM SE CORNER, DLC 58 |

**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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, 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. 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 within three months after issuance of the certificate.

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 yar.

A description of the place of use is as follows:

| AGRICULTURE USE |     |     |     |       |     |       |
|-----------------|-----|-----|-----|-------|-----|-------|
| Twp             | Rng | Mer | Sec | Q-Q   | DLC | Acres |
| 5 S             | 3 W | WM  | 7   | SW NW | 44  | 1.9   |
| 5 S             | 3 W | WM  | 7   | SE NW | 44  | 3.3   |
| 5 S             | 3 W | WM  | 7   | NW SW | 44  | 0.9   |

| SUPPLEMENTAL IRRIGATION OF<br>CONTAINERIZED NURSERY STOCK |     |     |     |       |     |       |
|---|-----|-----|-----|-------|-----|-------|
| Twp   | Rng | Mer | Sec | Q-Q   | DLC | Acres |
| 5 S   | 3 W | WM  | 7   | SW NW | 44  | 1.1   |
| 5 S   | 3 W | WM  | 7   | SE NW | 44  | 1.3   |
| 5 S   | 3 W | WM  | 7   | NW SW | 44  | 0.4   |

Measurement recording and reporting conditions:

- A. The Director may require the water user to install a meter or other suitable measuring device as approved by the Director. If the Director notified the water user to install a meter or other measuring device, the water user shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstance warrants a shorter installation period. Once installed, the water user shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the water user to submit alternative measuring procedures for review and approval.
- B. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the pace and nature of use under the certificate. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

The use of water under this right is subject to the terms and conditions of contract No.119E101760 or a satisfactory replacement between the Bureau of Reclamation and the applicant, a copy of which is on file in the records of the Water Resources Department.

The water user shall maintain and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversion.

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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 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.

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

Issued JAN 23 2026.



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

