

STATE OF OREGON

COUNTY OF WASHINGTON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ALFRED MEISNER  
CASCADIAN NURSERIES, INC.  
13495 NW THOMPSON ROAD  
PORTLAND, OREGON 97229

503-645-3351

to use the waters of ONE WELL in the ROCK CREEK BASIN for the purpose of NURSERY OPERATIONS ON 19.96 ACRES.

This Permit is issued approving Application G-11845. The date of priority is AUGUST 25, 1988 FOR 0.45 CFS AND OCTOBER 17, 1988 FOR 0.11 CFS. The use is limited to not more than 0.56 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 SE 1/4, SECTION 11, T 1 N, R <sup>2</sup> W, W.M.; 1870 FEET NORTH AND 2275 FEET WEST FROM SE CORNER, SECTION 11.

The amount of water used for Nursery Operations (OAR 690-11-010(14)) 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 at any time 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.

Use of water under this permit shall be regulated if the well displays:

- A. an average water level decline of three (3) or more feet per year for five (5) consecutive years, or
- B. a water level decline of fifteen (15) or more feet in fewer than five (5) consecutive years, or
- C. a water level decline of twenty-five (25) or more feet, or
- D. an hydraulic interference decline of twenty-five (25) or more feet in any neighboring well providing water for uses exempt from permit requirements or a well covered by prior rights.

The Water Resources Department has determined that the initial water level in the well was 92 feet below land surface on March 2, 1990. That is the level from which previously cited declines will be referenced. As much as possible, future levels shall reflect annual high levels which are usually found in the spring 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 proposed place of use under the permit is as follows:

NE 1/4 SW 1/4 3.00 ACRES  
NE 1/4 SE 1/4 5.22 ACRES  
NW 1/4 SE 1/4 11.74 ACRES  
SECTION 11  
TOWNSHIP 1 NORTH, RANGE 2 WEST, W.M.

"CERTIFICATE NO. 68714"

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works constructed shall include an air line and pressure gauge or an access port for a measuring line, adequate to determine water level elevation in the well at all times. When required by the department, the permittee 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.

Prior to receiving a certificate of water right, the permit holder will submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Actual construction work shall begin on or before MAY 18, 1991, and shall be completed on or before October 1, 1992. Complete application of the water to the use shall be made on or before October 1, 1993.

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

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

Issued this date, MAY 18, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department  
William H. Young  
Director

