

STATE OF OREGON
COUNTY OF WASHINGTON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

OREGON ROSES INC.
1170 SE TUALATIN VALLEY HWY
HILLSBORO, OREGON 97123

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: G-12440

SOURCE OF WATER: EIGHT WELLS IN THE EAST FORK DAIRY CREEK BASIN WITHIN THE WILLAMETTE BASIN

PURPOSE OR USE: AGRICULTURAL USE AND IRRIGATION OF 72.6 ACRES

PERIOD OF USE: IRRIGATION FROM MARCH 1 THROUGH OCTOBER 31 AND AGRICULTURAL USE ALLOWED YEAR ROUND

RATE OF USE: 0.88, BEING NOT MORE THAN 0.88 CFS FOR AGRICULTURAL USE AND 0.88 CFS FOR IRRIGATION

DATE OF PRIORITY: MARCH 6, 1991

POINT OF DIVERSION LOCATIONS: NW 1/4 NE 1/4, SW 1/4 NE 1/4, SECTION 20, T1N, R3W, W.M.; WELL #1 - 1830 FEET SOUTH & 270 FEET WEST, WELL #2 - 1720 FEET SOUTH & 130 FEET WEST, WELL #4 - 1580 FEET SOUTH & 250 FEET WEST, WELL #5 - 1650 FEET SOUTH & 500 FEET WEST, WELL #6 - 1770 FEET SOUTH & 900 FEET WEST, WELL #7 - 1870 FEET SOUTH & 1320 FEET WEST, WELL #8 - 1230 FEET SOUTH & 900 FEET WEST, WELL #9 - 560 FEET SOUTH & 1000 FEET WEST, ALL FROM THE NE CORNER OF BLACK DLC 51

The amount of water used for agricultural use (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 agricultural use (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.

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THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4	NE 1/4	0.6	ACRE
NW 1/4	NE 1/4	9.1	ACRES
SW 1/4	NE 1/4	30.5	ACRES
SE 1/4	NE 1/4	3.2	ACRES
NE 1/4	NW 1/4	6.2	ACRES
SE 1/4	NW 1/4	21.1	ACRES
NE 1/4	SW 1/4	1.4	ACRES
NW 1/4	SE 1/4	0.5	ACRE

SECTION 20

TOWNSHIP 1 NORTH, RANGE 3 WEST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee 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.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

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STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Prior to receiving a certificate of water right, the permit holder shall 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.

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.

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

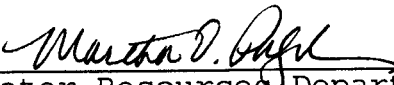
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year from permit issuance, and shall be completed on or before October 1, 1998. Complete application of the water to the use shall be made on or before October 1, 1999.

Issued February 6, 1996.


Water Resources Department
Martha O. Pagel, Director

Application G-12440 Water Resources Department
Basin 02 Volume 20A East Fork Dairy Creek
CCE MGMT CODES 7BG, 7BR

PERMIT G-12274
District 18