

69000

Name Monrovia Nursery Company
By 13455 SE LAFAYETTE HWY
Address ~~12600 SE Alderman Road~~
Dayton, OR 97114

Application No. 69000
Permit No. 49953
Certificate No. 83193

FEES PAID		
Date	Amount	Receipt No.
<u>1-21-87</u>	<u>350.00</u>	<u>51382</u>
FEES REFUNDED		
Date	Amount	Check No.

Stream Index, Page No. 2-90C4

See R-42921

Date filed January 21, 1987
Priority January 31, 1987
Action suspended until SUR
Return to applicant
Date of approval APR 23 1987

ASSIGNMENTS

Date	To Whom	Address	Volume	Page

REMARKS

CARD FOR C OCT 25 1990
128 Acres 12/7/90

CONSTRUCTION

Date for beginning APR 23 1988
Date for completion OCT 1 1989
Extended to
Date for application of water OCT 1 1990
Extended to

PROSECUTION OF WORK

Form "A" filed
Form "B" filed Completed
Form "C" filed Dec. 5, 1990

FINAL PROOF

Blank mailed
Proof received
Date certificate issued MAR 16 2007

IMPORTANT—This form is a notice to the Water Resources Director that permittee is ready to make **final proof** to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the **final proof** inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the Water Resources Department until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when all of the water has been applied.

Application No. 69000

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, Monrovia Nursery Company, the holder of Permit No. 49953

to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 1st day of October, 1990

Remarks: _____

IN WITNESS WHEREOF, I have hereunto set my hand this 4th day of December, 1990

Mark [Signature]

(Signature of Applicant)

12600 SE Alderman Rd, Dayton, OR 97114

(Address)

RECEIVED
DEC 5 1990
WATER RESOURCES DIVISION
SALEM, OREGON

OK
LAN

Alyssa Mucken

From: Walter Suttle/Dayton/Monrovia [WSuttle@Monrovia.com]
Sent: Wednesday, November 05, 2008 3:19 PM
To: Alyssa Mucken
Subject: RE: 2006/2007 water use form

Hello Alyssa,

Thank you for helping me get the addresses changed for our water rights.

Our current address is:

(Monrovia Nursery
 13455 SE Lafayette Hwy
 Dayton, OR 97114) ←

Here is the list of water rights that Monrovia has:

Certified Water Rights

Certificate #/Original Owner

34203	Robert Stockhoff	APP 91469
34204	Robert Stockhoff	APP 92345
39706	Robert Stockhoff	APP S-42922
39705	Robert Stockhoff	APP R-42921
39581	Phillip/Laverne Eichler	APP S-45142
39580	Phillip Eichler	APP R-45141
51884	Raymond Hinds	APP 9-5569
83194	Monrovia Nursery Co	APP R-64612
83195	Monrovia Nursery Co	APP S-64613
83193	Monrovia Nursery Co	APP S-69000
84824	Monrovia Nursery Co	APP 6-11961
84825	Monrovia Nursery Co	APP 6-11962

Permitted Water Rights

Permit

G12366	Monrovia Nursery	APP 6-13183
G12293	Monrovia Nursery Co	APP 9-13473

Thanks again for helping with this!

Walter Suttle

Alyssa Mucken <muckenam@wrdd.state.or.us>

To: Walter Suttle/Dayton/Monrovia <WSuttle@Monrovia.com>

11/6/2008

11/05/2008 09:20 AM

cc

Subject RE: 2006/2007 water use form

Okay, I've updated my water use reporting mailing list as well as our static water level mailing list. If you'd like, I can send an email to our Water Rights section requesting them to update all of Monrovia's water rights with this address. I did a quick search on Monrovia and came up with the following rights that could be updated:

Permit G-12293
Permit G-12366
Certificate 83194
Certificate 83195
Certificate 83193
Certificate 84824
Certificate 84825

There may be more, under different names and such. But certainly, we can update as many as we are aware of. Let me know. Thanks!

Alyssa Mucken
Water Measurement Specialist
Oregon Water Resources Department
725 Summer Street, Suite A
Salem, Oregon 97301
503-986-0837

From: Walter Suttle/Dayton/Monrovia [mailto:WSuttle@Monrovia.com]
Sent: Wednesday, November 05, 2008 9:13 AM
To: Alyssa Mucken
Subject: RE: 2006/2007 water use form

Thank you Alyssa!

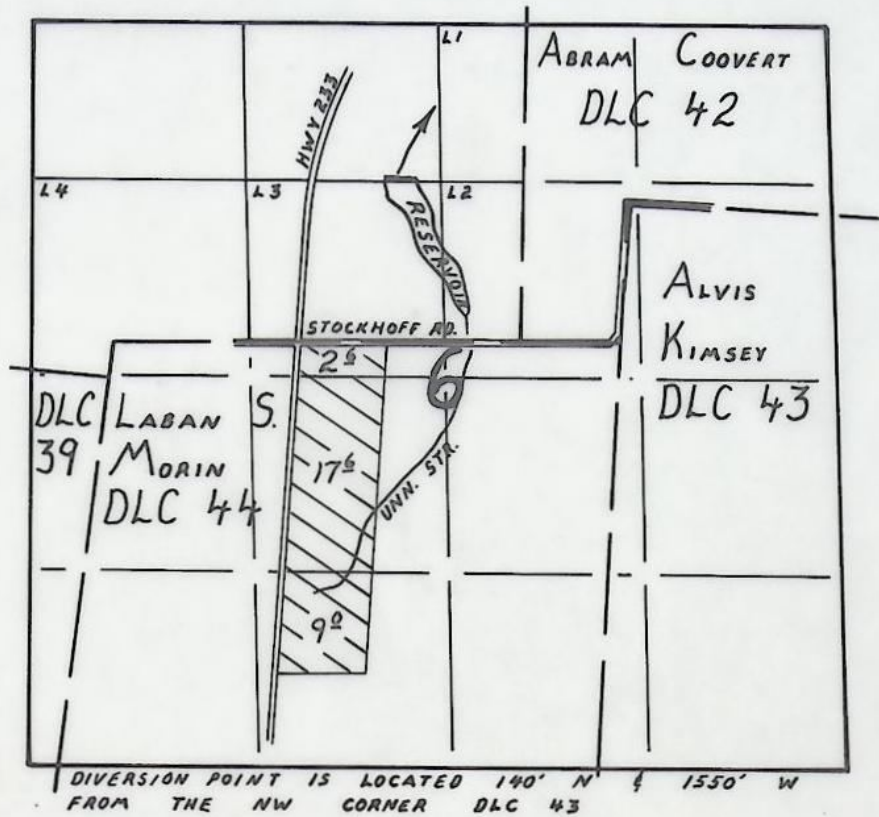
Yes, please do change the address to the 13455 Lafayette Hwy address. It is the same property, but there is a new office on it with another address. I think we usually get the mail, because our mail carrier knows us, but it would be best if you have the correct address.

Thanks again,

Walter Suttle

11/6/2008

T. 5 S., R. 3 W., W.M.



FINAL PROOF SURVEY

UNDER

Application No. 69000 Permit No. 49953

IN NAME OF

MONROVIA NURSERY COMPANY

Surveyed FEBRUARY 26, 1991, by R.W. Klassen

STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MONROVIA NURSERY CO.
12600 SE ALDERMAN RD
DAYTON OR 97114

confirms the right to use the waters of AN UNNAMED STREAM AND STOCKHOFF RESERVOIR CONSTRUCTED UNDER PERMIT R-4838 for NURSERY USE (IRRIGATION OF CONTAINERIZED NURSERY STOCK) on 29.2 ACRES.

This right was perfected under Permit S-49953. The date of priority is JANUARY 21, 1987. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.34 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Survey Coordinates
5 S	3 W	WM	6	NE NW		140 FEET NORTH AND 1550 FEET WEST FROM NW CORNER, KIMSEY DLC 43

A description of the place of use to which this right is appurtenant is as follows:

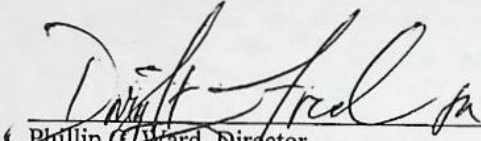
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
5 S	3 W	WM	6	SE NW	44	2.6
5 S	3 W	WM	6	NE SW	44	17.6
5 S	3 W	WM	6	SE SW	44	9.0

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.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

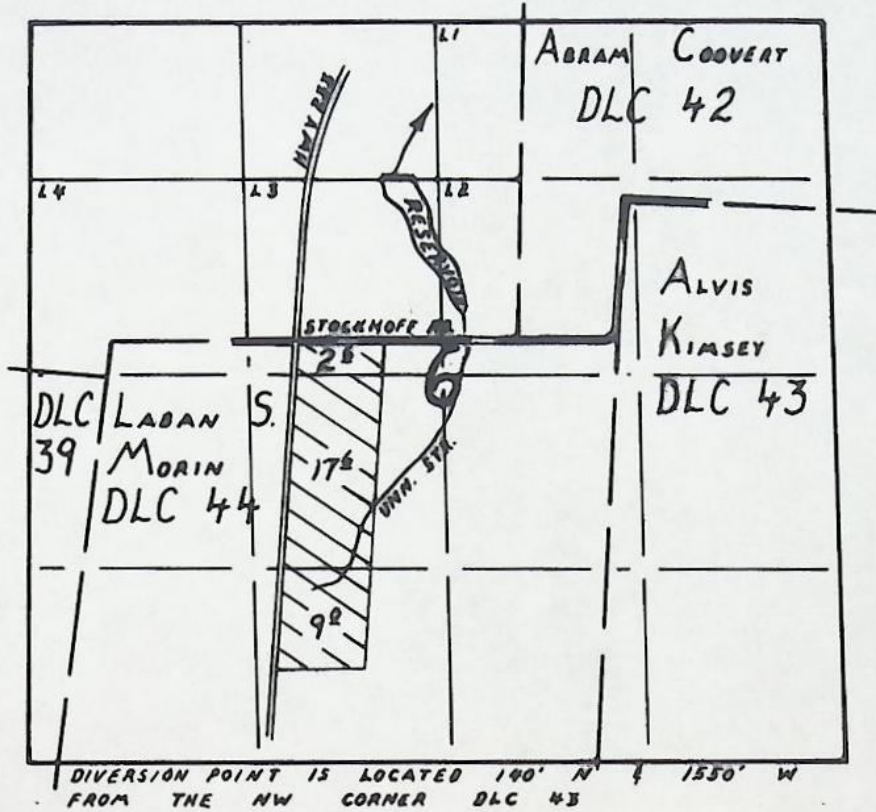
This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or 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 at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

WITNESS the signature of the Water Resources Director, affixed MAR 16 2007.



Phillip G. Ward, Director
Water Resources Department

T. 5 S., R. 3 W., W.M.



FINAL PROOF SURVEY

UNDER

Application No. 69000 Permit No. 49953

IN NAME OF

MONROVIA NURSERY COMPANY

Surveyed FEBRUARY 26, 1991, by R.W. Klassen



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

Date Mailed: March 16, 2007

NOTICE OF CERTIFICATE ISSUANCE

The attached certificate confirms the water right established under the terms of a permit issued by this department. The water right is now appurtenant to the specific place where the use was established as described by the certificate. The water right is limited to a specific amount of water, but not more than can be beneficially used for the purposes stated within the certificate.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within **60 days of the mailing date stated above** as specified by ORS 183.484(2).

This statement of judicial review rights is required under ORS 536.075; it does not alter or add to existing review rights or create review rights that are not otherwise provided by law.

Under ORS 537.260 and 537.270, a water right certificate may be contested before the Water Resources Department within three (3) months of the date it is issued. If a certificate is contested, the qualifying contestant shall be offered an administrative hearing.

Oregon law does not allow the Director to reissue a certificate because of a change in the ownership of the appurtenant place of use. The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If any portion of this water right is not used for five or more consecutive years, that portion of the right may be subject to forfeiture according to ORS 540.610. Land enrolled in a Federal Reserve Program is not subject to forfeiture during the period of enrollment. Other exceptions to forfeiture are explained in ORS 540.610.

If you have any questions please contact Gerry Clark at 503-986-0811.

Mailing List for Certificate Scheduled Mailing Date:

Application: S-69000

Permit: S-49953

Certificate: 83193

Permit/Certificate Holder:

MONROVIA NURSERY CO ✓
12600 SE ALDERMAN RD
DAYTON OR 97114

<p>Copies Mailed</p> <p>by: <u>Connie Jones</u> (STAFF)</p> <p>on: <u>MAR 16 2007</u> (DATE)</p>

Copies of Final Certificate to be sent to:

1. Watermaster District 16, Mike L Mccord ✓
2. Data Center (include copy of map) ✓
3. Water Availability ✓
4. Vault ✓

Other persons to receive copies: (include map):
File ✓

- 1.

STATE OF OREGON
 COUNTY OF YAMHILL
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MONROVIA NURSERY CO.
 12600 SE ALDERMAN RD
 DAYTON OR 97114

confirms the right to use the waters of AN UNNAMED STREAM AND STOCKHOFF RESERVOIR CONSTRUCTED UNDER PERMIT R-4838 for NURSERY USE (IRRIGATION OF CONTAINERIZED NURSERY STOCK) on 29.2 ACRES.

This right was perfected under Permit S-49953. The date of priority is JANUARY 21, 1987. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.34 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Survey Coordinates
5 S	3 W	WM	6	NE NW		140 FEET NORTH AND 1550 FEET WEST FROM NW CORNER, KIMSEY DLC 43

A description of the place of use to which this right is appurtenant is as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
5 S	3 W	WM	6	SE NW	44	2.6
5 S	3 W	WM	6	NE SW	44	17.6
5 S	3 W	WM	6	SE SW	44	9.0

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.

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. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or 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 at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

83193

STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

3/9
Return to
Cindy M.

THIS CERTIFICATE ISSUED TO

MONROVIA NURSERY CO.
12600 SE ALDERMAN RD
DAYTON OR 97114

PROPOSED

confirms the right to use the waters of AN UNNAMED STREAM AND STOCKHOFF RESERVOIR CONSTRUCTED UNDER PERMIT R-4838 for NURSERY USE (IRRIGATION OF CONTAINERIZED NURSERY STOCK) on 29.2 ACRES.

This right was perfected under Permit S-49953. The date of priority is JANUARY 21, 1987. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.34 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Survey Coordinates
5 S	3 W	WM	6	NE NW	42	140 FEET NORTH AND 1550 FEET WEST FROM NW CORNER, KIMSEY DLC 43

agree 6C
3/9/07

A description of the place of use to which this right is appurtenant is as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
5 S	3 W	WM	6	SE NW	44	2.6
5 S	3 W	WM	6	NE SW	44	17.6
5 S	3 W	WM	6	SE SW	44	9.0

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.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

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83193

WITNESS the signature of the Water Resources Director, affixed _____.

PROPOSED

Phillip C. Ward, Director
Water Resources Department

STATE OF OREGON
 COUNTY OF YAMHILL
 CERTIFICATE OF WATER RIGHT

see updated copy

THIS CERTIFICATE ISSUED TO
 ✓
 MONROVIA NURSERY COM
 12600 SE ALDERMAN RD
 DAYTON OR 97114

confirms the right to use the waters of AN UNNAMED STREAM AND STOCKHOFF RESERVOIR CONSTRUCTED UNDER PERMIT R-4838 for NURSERY USE (IRRIGATION OF CONTAINERIZED NURSERY STOCK) on 29.2 ACRES.

This right was perfected under Permit S-49953. The date of priority is JANUARY 21, 1987. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.34 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Survey Coordinates
5 S	3 W	WM	6	NE NW	42	140 FEET NORTH AND 1550 FEET WEST FROM NW CORNER, KIMSEY DLC 43

✓ The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second from direct flow, 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 from direct flow and storage from STOCKHOFF RESERVOIR CONSTRUCTED UNDER PERMIT R-4838. 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.

NOT IN PERMIT

A description of the place of use to which this right is appurtenant is as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
5 S	3 W	WM	6	SE NW	44	2.6
5 S	3 W	WM	6	NE SW	44	17.6
5 S	3 W	WM	6	SE SW	44	9.0

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. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or 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 at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

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.

WITNESS the signature of the Water Resources Director, affixed _____.

Phillip C. Ward, Director
Water Resources Department



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

MAILED: DECEMBER 15, 2006

NOTICE

Reference: Permit S-47497 Application S-64613
Permit S-49953 Application S-69000
Permit R-8650 Application R-64612

Enclosed are proposed certificates of water rights and maps which illustrate the location of the rights. The proposed certificates and maps represent the extent water was used within the terms of the permits based upon a survey and inspection.

If you do not agree with the proposed certificates or maps, Oregon Administrative Rule 690-330-010 (2) allows the permittee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificates.

If you agree with the proposed certificates and maps, no response to this notice is required. Sometime after the 60 day period, the recorded certificates of water right will be mailed to the permittee.

If you have any questions please contact Gerry Clark at 503-986-0811.

Sincerely,

Dwight French
Administrator
Water Rights Division

Mailing List for Certificate Scheduled Mailing Date:

Application: S-69000

Permit: S-49953

Certificate: PROPOSED

Permit/Certificate Holder:

MONROVIA NURSERY CO
12600 SE ALDERMAN RD
DAYTON OR 97114

Copies Mailed
by: <u>Connie Dana</u> (STAFF)
on: <u>12/15/2006</u> (DATE)

Copies of Final Certificate to be sent to:

1. Watermaster District 16, Mike L Mccord
2. Data Center (include copy of map)
3. Water Availability
4. Vault

Other persons to receive copies: (include map):

- 1.

INFO: WALTER SUTTLE IRRIGATED FOR 5 YRS

SOURCE: PALMER CANYON ORIGINALLY THEN PDS RECAPTURE'S RUN OFF FROM
INR & A SMALL DRAINAGE
Div. Pt.: SEE APP# 42922 43490 PER WALTER SUTTLE
LOCATED ON RESERVOIR

PIPE 8" MAIN → 4" LAT

HDS 5/32 x 3/16 ON 40 FT CANNERS 80 MAX
13 GPM

MOTOR (2) 75 (3) 100 US 3500 RPM } BOOSTER
(1) 100

PUMP VERTICAL TURBINE
(2) 30" INTAKE
8" OUTLET → 12" → 8" MAIN

USE: CONTAINERIZED STOCK

LIFT: SEE ABOVE MENTION APPS

TIE: DFO-2LL-9

Frederick W. Thayer

1.34 PERMITTED

F1 2/26/91

29.2 x .15 = 4.38 Acre

CONFLICTS W/ E-11961 & E-11962
ARE PROBABLY MAKE UP FOR Q

475 HP SUFFICIENT PUMP

$\frac{10 \times 80}{448.8} = 1.78$

SPRINK



STATE OF OREGON

County of YAMHILL

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 69000 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to Monrovia Nursery Company, 12600 SE Alderman Road, Dayton, Oregon, 97114, phone 868-7941, for the use of the waters of an unnamed stream and Stockhoff Reservoir constructed under Permit R-4838, for the PURPOSE of Nursery use (irrigation of containerized nursery stock),

that the PRIORITY OF THE RIGHT dates from January 21, 1987,

and is limited to the amount of water which can be applied to beneficial use and shall not exceed 1.34 cubic feet per second.

The POINT OF DIVERSION is to be LOCATED: 140 feet North and 1550 feet West from the Northwest corner of Kimsey DLC #43, being within the NE 1/4 NW 1/4 Section 6, Township 5 South, Range 3 West, WM, in the County of Yamhill.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

				<u>IRRIGATION OF CONTAINERIZED NURSERY STOCK</u>
Township 5 South, Range 3 West, WM	Section 6	SE1/4	NW1/4	2.0 acres
		NE1/4	SW1/4	20.0 acres
		SE1/4	SW1/4	10.0 acres

Actual construction work shall begin on or before April 23, 1988, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 89.

Complete application of the water to the proposed use shall be made on or before October 1, 19 90.

Witness my hand this 23rd day of April, 19 87.

/s/ WILLIAM H. YOUNG
WATER RESOURCES DIRECTOR

This permit, when issued, is for the beneficial use of water. 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. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

APPLICATION 69000

PERMIT

49953

Certificate Checklist

Application: S-69000

Permit: S-49953

Certificate: proposed

Calculations: Q_{pump} is incalculable but sufficient per field notes

Q_{sprinklers} = 1.93 cfs (attached)

Q_{permit} = 1.34 cfs

Q_{acres} = 29.2 × .15 = 4.38 cfs

Extent of Beneficial Use to be Certificated: 1.34 cfs for NU on 29.2 acres

Permit Conditions Met? N/A

Conflict? No. Underlying records are in permit stage.

Sprinkler Capacity Calculator

Data Entry (fill in underlined blanks)

Sprinkler group 1	Nozzle size = <u>5/32</u> inch	(type an apostrophe before the size)
	Pressure = <u>40</u> PSI	
	Number of heads = <u>80</u>	
Sprinkler group 2 (if applicable)	Nozzle size = <u>3/16</u> inch	(type an apostrophe before the size)
	Pressure = <u>40</u> PSI	
	Number of heads = <u>80</u>	
Sprinkler group 3 (if applicable)	Nozzle size = _____ inch	(type an apostrophe before the size)
	Pressure = _____ PSI	
	Number of heads = _____	

Results calculated

Sprinkler group 1 capacity =	352 gpm, or	0.784 cfs
Sprinkler group 2 capacity =	512 gpm, or	1.141 cfs
Sprinkler group 3 capacity =	0 gpm, or	0.000 cfs
Total sprinkler capacity =	864 gpm, or	1.925 cfs

Note: If entered values return a result of 0 gpm or "#N/A", then the sprinkler capacity chart does not contain a rate for that nozzle size and PSI.
A rough alternate calculation can be made using this formula:
 $28.93 \times (\text{orifice size in decimal, squared}) \times (\text{square root of pressure})$
(Source: rainbird.com)

Platcard Report

Township 5S Range 3W Section 6

App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot	NE				NW				SW				SE				Govt Lot	DLC	
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
07/31/1947	-	GR1373			11.0 IR			12.5 IR														
04/14/1967	S32243 -		see transfers dlc: 43			3.0 IR	33.6 IR									39.9 IR	4.5 IR	10.3 IR	40.0 IR			
04/14/1967			see transfers					0.2 IS (s)														
04/14/1967			see transfers dlc: 42		14.5 IS (s)	13.3 IS (s)																
04/14/1967			see transfers dlc: 44			5.6 IS (s)				1.9 IS (s)	13.8 IS (s)				24.9 IS (s)		33.1 IS (s)	29.1 IS (s)				
04/14/1967			see transfers lot: 1		0.8 IS (s)																	
04/14/1967			see transfers lot: 2			11.7 IS (s)																
04/14/1967			see transfers lot: 3							19.8 IS (s)												
04/14/1967	S32243 -		DN xfr#: T8808 dlc: 43			3.0 IR DN	33.6 IR DN									39.9 IR DN	4.5 IR DN	10.3 IR DN	40.0 IR DN			
04/14/1967			DN xfr#: T8808					0.2 IS (s) DN														

Platcard Report

Township 5S Range 3W Section 6

				NE				NW				SW				SE				Govt Lot	DLC	
App# Priority	Permit/Certificate	Claim/Decree	Status dlc/lot	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
i	- 04/14/1967	<u>S32243</u> -	DN xfr#: T8808 dlc: 42		14.5 IS (s) DN	13.3 IS (s) DN																
	04/14/1967		DN xfr#: T8808 dlc: 44			5.6 IS (s) DN					1.9 IS (s) DN	13.8 IS (s) DN			24.9 IS (s) DN		33.1 IS (s) DN	29.1 IS (s) DN				
	04/14/1967		DN xfr#: T8808 lot: 1		0.8 IS (s) DN																	
	04/14/1967		DN xfr#: T8808 lot: 2			11.7 IS (s) DN																
	04/14/1967		DN xfr#: T8808 lot: 3								19.8 IS (s) DN											
i	- 04/14/1967	<u>S32243</u> <u>64748</u>	SP <u>see transfers</u> dlc: 43			3.0 IR SP	33.6 IR SP									39.9 IR SP	4.5 IR SP	10.3 IR SP	40.0 IR SP			
	04/14/1967		SP <u>see transfers</u>					0.2 IS (s) SP														
	04/14/1967		SP <u>see transfers</u> dlc: 42		14.5 IS (s) SP	13.3 IS (s) SP																
	04/14/1967		SP <u>see transfers</u> dlc: 44			5.6 IS (s) SP					1.9 IS (s) SP	13.8 IS (s) SP			24.9 IS (s) SP		33.1 IS (s) SP	29.1 IS (s) SP				
	04/14/1967		SP <u>see transfers</u> lot: 1		0.8 IS (s) SP																	

Platcard Report

Township 5S Range 3W Section 6

					NE				NW				SW				SE						
App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Govt Lot	DLC	
① 04/14/1967	<u>S32243</u> <u>64748</u>		SP <u>see transfers</u> lot: 2				11.7 IS (s) SP																
04/14/1967			SP <u>see transfers</u> lot: 3									19.8 IS (s) SP											
① G243 02/27/1956	G149 <u>28281</u>									5.2 IR													
① G1669 01/18/1960	G1527 <u>34203</u>								0.1 IR														
01/18/1960			dlc: 42			4.5 IR	13.5 IR																
01/18/1960			dlc: 44				4.9 IR												19.7 IR				
01/18/1960			lot: 2				1.6 IR																
01/18/1960			lot: 3									19.7 IR											
① G2345 06/01/1962	G2128 <u>34204</u>								0.3 IR														
06/01/1962			dlc: 42			10.0 IR																	

Page: [First](#) [Previous](#) [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [Next](#) [Last](#)

[Return to Platcard Query Screen](#)

Run Time: 1 seconds

Platcard Report

Township 5S Range 3W Section 6

	App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot	NE				NW				SW				SE				Govt Lot	DLC
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
i	G2345 06/01/1962	G2128 34204		dlc: 44			0.7 IR					1.9 IR	13.8 IR			7.8 IR		13.5 IR	15.6 IR			
	06/01/1962			lot: 1		0.8 IR																
	06/01/1962			lot: 2			11.3 IR															
	06/01/1962			lot: 3								0.9 IR										
	06/01/1962								0.1 IS (s)													
	06/01/1962			dlc: 42		4.5 IS (s)	13.5 IS (s)															
	06/01/1962			dlc: 44			4.9 IS (s)											19.7 IS (s)				
	06/01/1962			lot: 2			1.6 IS (s)															
	06/01/1962			lot: 3								19.7 IS (s)										
i	G2626 05/31/1963	G2433 35612		dlc: 55											0.9 IR							

Page: [First](#) [Previous](#) [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [Next](#) [Last](#)

[Return to Platcard Query Screen](#)

Run Time: 1 seconds

Platcard Report

Township 5S Range 3W Section 6

	App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot	NE				NW				SW				SE				Govt Lot	DLC
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
i	G6219 07/10/1973	G5873 50250								21.2 IR												
	07/10/1973			lot: 4							29.2 IR											
i	G7788 02/22/1977	G7237 -		CN	9.2 IR CN	2.0 IR CN																
i	G11961 09/19/1989	G11196 -				15.3 NU	33.6 NU	33.6 NU	0.2 NU			23.7 NU	33.8 NU			35.5 NU	39.9 NU	37.6 NU	29.9 NU	4.0 NU		
i	G11962 09/18/1989	G11272 -				15.3 NU	33.6 NU	33.6 NU	0.2 NU			23.7 NU	33.8 NU			35.5 NU	39.9 NU	37.6 NU	29.9 NU	4.0 NU		
i	G13183 11/11/1992	G12366 -											IM									
i	G13473 07/20/1993	G12293 -				15.3 NU	33.6 NU	33.6 NU	0.2 NU			23.7 NU	33.8 NU			34.9 NU	38.2 NU	40.8 NU	29.8 NU	4.0 NU		
i	G13892 11/28/1994	G12946 80155		dlc: 61					12.2 IR													
i	R42921 10/13/1966	R4838 39705		lot: 2			ST															
	10/13/1966			lot: 3								ST										

Page: [First](#) [Previous](#) [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [Next](#) [Last](#)

[Return to Platcard Query Screen](#)

Run Time: 1 seconds

Platcard Report

Township 5S Range 3W Section 6

					NE				NW				SW				SE						
App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Govt Lot	DLC	
① S42922 10/13/1966	S31859 39706		dlc: 42			0.1 IR	0.3 IR																
10/13/1966			dlc: 44													17.1 IR			13.5 IR				
10/13/1966			dlc: 42			14.5 IS (s)	13.3 IS (s)																
10/13/1966			dlc: 44			5.6 IS (s)		0.2 IS (s)			1.9 IS (s)	13.8 IS (s)			7.8 IS (s)		33.1 IS (s)	15.6 IS (s)					
10/13/1966			lot: 1			0.8 IS (s)																	
10/13/1966			lot: 2				11.7 IS (s)																
10/13/1966			lot: 3									19.8 IS (s)											
① S43490 04/14/1967	S32243 51491		CN dlc: 43				3.0 IR CN	33.6 IR CN									39.9 IR CN	4.5 IR CN	10.3 IR CN	40.0 IR CN			
04/14/1967			CN						0.2 IS (s) CN														
04/14/1967			CN dlc: 42			14.5 IS (s) CN	13.3 IS (s) CN																

Page: [First](#) [Previous](#) [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [Next](#) [Last](#)

[Return to Platcard Query Screen](#)

Run Time: 1 seconds

Platcard Report

Township 5S Range 3W Section 6

	App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot	NE				NW				SW				SE				Govt Lot	DLC
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
i	S43490 04/14/1967	<u>S32243</u> <u>51491</u>		CN dlc: 44			5.6 IS (s) CN					1.9 IS (s) CN	13.8 IS (s) CN			24.9 IS (s) CN		33.1 IS (s) CN	29.1 IS (s) CN			
	04/14/1967			CN lot: 1		0.8 IS (s) CN																
	04/14/1967			CN lot: 2			11.7 IS (s) CN															
	04/14/1967			CN lot: 3							19.8 IS (s) CN											
i	S55468 05/11/1977	<u>S43379</u> -					3.0 IS (s)	33.6 IS (s)								39.9 IS (s)	4.5 IS (s)	1.2 IS (s)	6.0 IS (s)			
i	S68709 06/29/1987	<u>S50945</u> -		xfr#: T9089							2.0 IS (s)	20.0 IS (s)			10.6 IS (s)							
i	S69000 01/21/1987	<u>S49953</u> -									2.0 NU	20.0 NU			10.0 NU							
i	S70110 10/31/1989	-				15.3 IR	33.6 IR	33.6 IR	0.2 IR			23.7 IR	33.8 IR			35.5 IR	39.9 IR	37.6 IR	29.9 IR	4.0 IR		
i	S76860 01/26/1995	-																9.5 IR (s)	36.0 IR (s)			

Page: [First](#) [Previous](#) [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#)

[Return to Platcard Query Screen](#)

Run Time: 1 seconds

Abstract of Permit

This is to certify that I have examined APPLICATION 69000 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to Monrovia Nursery Company, 12600 SE Alderman Road, Dayton, Oregon, 97114, phone 868-7941, for the use of the waters of an unnamed stream and Stockhoff Reservoir constructed under Permit R-4838, for the PURPOSE of Nursery use (irrigation of containerized nursery stock),

that the PRIORITY OF THE RIGHT dates from January 21, 1987,

and is limited to the amount of water which can be applied to beneficial use and shall not exceed 1.34 cubic feet per second.

The POINT OF DIVERSION is to be LOCATED: 140 feet North and 1550 feet West from the Northwest corner of Kimsey DLC #43, being within the NE 1/4 NW 1/4 Section 6, Township 5 South, Range 3 West, WM, in the County of Yamhill.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

Township 5 South, Range 3 West, WM	Section 6	SE1/4	NW1/4	<u>IRRIGATION OF</u>
				<u>CONTAINERIZED</u>
				<u>NURSERY STOCK</u>
				2.0 acres
		NE1/4	SW1/4	20.0 acres
		SE1/4	SW1/4	10.0 acres

Actual construction work shall begin on or before April 23, 1988, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 89.

Complete application of the water to the proposed use shall be made on or before October 1, 19 90.

Witness my hand this 23rd day of April, 19 87.

✓ PERMITS C-11961
C-11962

WATER RESOURCES DIRECTOR

This permit, when issued, is for the beneficial use of water. 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. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

49953

Rmk
2/26/91
DFO 211 9

App: S 69000 Permit: S 49953 Snapshot: 145016

Auditing checklist

- Does the shape on the map generally match the shape on the screen?
- Was the correct map/existing data used?
- Is the geo-referenced map accurate to the layer the editor deemed to be the best?
- Is the right digitized in the correct TRSQQ?
- Are all the pou/pod id accounted for and do they correspond to the correct geometry?
- Are tech initials, agency, date added, and feature quality code fields populated?
- Are overages/underages accounted for in the delta size field?
- Have appropriate remarks been entered?

Snapshot

SnapshotID	Type	Status	Expiration Date	Authority	License Nbr	License Type	Contract Nbr	Contract Type	Snapshot Origin	Snapshot Status	WRID	FamilyID
145016	SW	NC							CT	AC	49243	49243

Application

Application	Received	Additional Record	Scanned Image
S 69000		N	Image NOT linked Image NOT scanned

Permit

Permit	Signature	Drought Name	Begin Date	End Date	Additional Record	Scanned Image	Final Proof Image
S 49953	04/23/1987				N	Image linked Image scanned	Image linked Image scanned

Certificate

Claim

Decree

Orders

Transfer

Owner

First Name	Middle	Last Name	Company	Other Name	Entity Type	Street1	Street 2	City	State	Zip	County	Email	Home Phone	Company Phone	Fax	Inactive	Begin Date	End Date	Additional Record
			MONROVIA NURSERY CO.			12600 SE ALDERMAN RD		DAYTON	OR	97114	YAMH			503-868-7941		N			N

County

County
Yamhill

Related Docs

Document Type	Document Nbr	Volume	Page	Paragraph	Remarks
CT	39705				
CT	39706				

PODs

POD Loc ID	POD Nbr	POD Name	Src Type	Streamcode	Source	Tributary to	Location (QQ-S-T-R)	River Mile	Lat/ Long	Legal Description	Def	ST Flow	Max Rate	Rate	Max Acre Feet	Acre Feet	POD Type	Status	Remarks
190736	1		ST	UNN STR > W FK PALMER CR - 02114007600052020090	UNNAMED STREAM	WEST FORK PALMER CREEK	NENW 06 05.00S 03.00W WM			140 FEET NORTH AND 1550 FEET WEST FROM NW CORNER, KIMSEY DLC 43	P	N	1.34	0.67 (est)			SW	NC	

Uses from this Point of Diversion

Use	P/S	Priority Date	Start Date	End Date	ST Flow	Rate/Acre	Duty	Max Rate	Rate	Max Acre Feet	Acre Feet	Surface Elevation	Households	Status	Remarks
NU	P	01/21/1987	1/1	12/31	N	1/40	2.5	1.34	0.67 (est)					NC	

190737	2	STOCKHOFF RESERVOIR	RS	W FK PALMER CR > PALMER CR - 02114007600052020	A RESERVOIR	WEST FORK PALMER CREEK	NENW 06 05.00S 03.00W WM			140 FEET NORTH AND 1550 FEET WEST FROM NW CORNER, KIMSEY DLC 43	P	N	1.34	0.67 (est)			ST	NC	
--------	---	---------------------	----	--	-------------	------------------------	--------------------------	--	--	---	---	---	------	------------	--	--	----	----	--

Uses from this Point of Diversion

Use	P/S	Priority Date	Start Date	End Date	ST Flow	Rate/Acre	Duty	Max Rate	Rate	Max Acre Feet	Acre Feet	Surface Elevation	Households	Status	Remarks
NU	P	01/21/1987	1/1	12/31	N	1/40	2.5	1.34	0.67 (est)					NC	

Totals: 1.34 0

Limits

Max Rate CFS	Acre Feet	Rate/Acre	Duty	Acres	Surf Elev	Begin Season	End Season
1.34		1/40	2.5	32.0		1/1	12/31

POUs

POU Use Id	Use	P/S	Priority Date	Use Status	Acres	Remarks	Mapped?
156109	NU	P	01/21/1987	NC	32.0		Not Mapped

Acres	QQ	SCTN	Twp	Range	DLC/Lot	Status	Remarks	Taxlot
2.0	SENW	6	5.0 S	3.0 W		NC		
20.0	NESW	6	5.0 S	3.0 W		NC		
10.0	SESW	6	5.0 S	3.0 W		NC		
Total Acres: 32								

Comments

Water Right Genealogy

- Permit: S 49953 *
 - Cert:

Document Process

n/a

STATE OF OREGON
COUNTY OF YAMHILL
PROPOSED CERTIFICATE OF WATER RIGHT

DRAFT

THIS CERTIFICATE ISSUED TO

MONROVIA NURSERY COMPANY
12600 SE ALDERMAN ROAD
DAYTON, OREGON 97114

confirms the right to use the waters of AN UNNAMED STREAM AND STOCKHOFF RESERVOIR, a tributary of *West Fork Alder Creek* for NURSERY USE.

This right was perfected under Permit 49953. The date of priority is JANUARY 21, 1987. This right is limited to 1.34 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 NW 1/4, SECTION 6, T 5 S, R 3 W, W.M.; BEING 140 FEET NORTH AND 1550 FEET WEST FROM THE NW CORNER OF KIMSEY DLC 43.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet 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 to which this right is appurtenant is as follows:


SE 1/4 NW 1/4	2.0 ACRES
NE 1/4 SW 1/4	20.0 ACRES
SE 1/4 SW 1/4	10.0 ACRES
SECTION 6	
TOWNSHIP 5 SOUTH, RANGE 3 WEST, W.M.	

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

DRAFT

T.4 & 5S., R3W, W.M.



 PRIMARY

Application No. 69000
Permit No. 49953

RECEIVED

JAN 2 1 1987
WATER RESOURCES DEPT
SALEM OREGON

STATE OF OREGON
 COUNTY OF YAMHILL
 CERTIFICATE OF WATER RIGHT

This Is to Certify, That **ROBERT L. STOCKHOFF**
 of **Route 1, Box 32, Dayton**, State of **Oregon**, has made proof
 to the satisfaction of the STATE ENGINEER of Oregon, of a right to store the waters of
 an unnamed stream, a tributary of West Palmer Creek (Yamhill River), appropriated
 under Application number **42992**, Permit number **31859**, in Stockhoff Reservoir
 12922

for the purposes of
irrigation and supplemental irrigation
 under Reservoir Permit No. **R-4838** of the State Engineer, and that said right to store said
 waters has been perfected in accordance with the laws of Oregon; that the priority of the right
 hereby confirmed dates from **October 13, 1966**

that the amount of water entitled to be stored each year under such right, for the purposes afore-
 said, shall not exceed **6.5 acre feet**

The reservoir is located in

**Lot 2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$)
 Lot 3 (SE $\frac{1}{4}$ NW $\frac{1}{4}$)
 Section 6
 T. 5 S., R. 3 W., W. M.**

WITNESS the signature of the State Engineer, affixed
 this date. **December 28, 1973**

Chris L. Wheeler
 State Engineer

MEMORANDUM

To: Larry Nunn

Date: February 1, 1999

From: Steve Brown

Reference: Palmer Creek Water District Improvement Company
Transfer 7297 and File 68709, Permit 50945

You requested approval of the claim of beneficial use for permit 50945, in order to process transfer 7297.

Transfer 7297 deals with the portion of permit 50945, in which proof to the satisfaction of the Director has been accomplished.

While partial proof has been accomplished for the 81.2 acres involved with the transfer, the remainder of the land under the permit has not been completely considered. Mapping errors and corrections will need to be addressed before the entire permit may be approved. This will occur as time allows.

*File 68709
Map error
-1*

Oregon

WATER RESOURCES
DEPARTMENT

Commerce Building
158 12th Street NE
Salem, OR 97310-0210

CONSERVE WATER
FOR
OREGON'S FUTURE



BDITR2

SORTED
BY CLASS



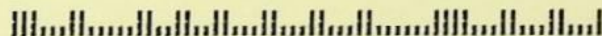
James M. Montgomery
161 Mallard Dr.

69000

Boise,

MONT161 837062004 1794 12/09/95
FORWARDING TIME EXPIRED
: MONTGOMERY WATSON
671 E RIVERPARK LN STE 200
BOISE ID 83706-4000

RETURN TO SENDER



ORIGINAL

ACTION CODE

STATE WARRANT NO. INDICATES CLAIM ALLOWED BY DEPARTMENT OF ADMINISTRATIVE SERVICES

AGENCY VOUCHER NO. 000010006

001006

AGENCY VOUCHER NO.

DATE 11-02-95

VENDOR NUMBER A69000

PAYEE AND ADDRESS

MONTGOMERY, JAMES M

AUDITED BY

WATER RESOURCES
158 12TH ST NE
SALEM OR 97310-0210

B

03-00-0

60.40

TOTAL

\$60.40

PAYMENT OF: INVOICE

REFERENCE 001006

60.40

NET PAID

\$60.40

MESSAGE: REVENUE REFUND DEPOSIT TO CUSTOMER ACCOUNT

ACCOUNT CODING:	AGY 69000	BCH D12	INV	TC 40	TD 951102	REF 001006	
DESCRIPTION	PCD	PROJECT	FUND	BI	COST CENTER	ACCOUNT	AMOUNT
MONTGOMERY, JAMES M		032302	030	0	02 00 00 00		60.40

Records have been redacted or withheld pursuant to the exemption for financial transfer records specified in ORS 192.345(27).

Z5-098450
REV. 05-92

NOTICE TO VENDOR

REMITTANCE ADVICE

Enclosed is warrant in full payment of claim listed above. Please refer to Voucher Number indicated if you have any question regarding this payment.

By

FOR STATE AGENCY USE ONLY

This certifies that the materials, services, cash advanced, or expenses covered by this claim have been furnished, rendered or expended on behalf of the State of Oregon. The provision for payment is made by law and appropriation, the obligation or expenditure is authorized by law and the claim otherwise satisfies the requirements as provided by ORS 293.295. This claim has been approved for payment in the above amount.

By



STATE OF OREGON
DEPT OF ADMINISTRATIVE SERVICES
 TO THE STATE TREASURER, SALEM, OREGON 97310

96-10
1232

WARRANT No.
0001905435

AGENCY #
69000

ORIGINATING AGENCY
WATER RESOURCES

VOUCHER
001006

TREASURY FUND
401

ISSUE DATE
11 / 03 / 1995

AMOUNT
\$60.40

PAY EXACTLY ***60 Dollars and 40 Cents**

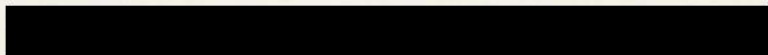
VOID AFTER 2 YEARS FROM DATE OF ISSUE

**PAY TO
THE
ORDER
OF**

MONTGOMERY, JAMES M

AUTHORIZED SIGNATURE

Records have been redacted or withheld pursuant to the exemption for financial transfer records specified in ORS 192.345(27).





Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

December 7, 1990

MONROVIA NURSERY CO
12600 SE ALDERMAN RD
DAYTON OR 97114

Reference File: 69000

We have received your notice that complete application of water has been made under permit 49953.

At a later date, a representative of this office will make an inspection and survey of your project.

You will be mailed a proposed certificate of water right covering the actual use of water as found by our Inspector. Any use described in the permit that was not made will not be included in the certificate.

In the meantime, the permit you hold is valid evidence of your right so long as you continue to use the water.

If you have any questions, please contact the Survey/Mapping Section at 378-3739.

0511W

April 30, 1987

Monrovia Nursery Company
12600 SE Alderman Road
Dayton, OR 97114

69000

49953



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

January 27, 1987

Monrovia Nursery Company
12600 SE Alderman Road
Dayton, OR 97114

REFERENCE: File 69000

We have received your application for use of water for irrigation of containerized nursery stock along with the supporting data and fees. Your application has been filed and assigned number 69000.

Applications which are received in proper form for a permit, including maps, supporting data and fees, will be considered for approval shortly after the mandatory 30-day waiting period. Applications which are defective, conflict with existing rights or require additional information will be reviewed in detail and will be returned for completion or correction within 45 days.

If your application is approved, the project described in the application will be subject to the Water Resources Commission's Basin Program statements, existing minimum flows and demands of prior rights during periods of low water.

Sincerely,

RALPH H. JACKSON, Supervisor
Application/Permit Section

RHJ:wpc

0003/X
8420D

Application No. 69000

Permit No.

EXHIBIT "A"

RECEIVED

JAN 21 1987

WATER RESOURCES DEPT
SALEM OREGON

PARCEL I

ALL of the following described tract lying Easterly of State Highway No. 154:

BEGINNING at the Northwest corner of the Labin S. Morin Donation Land Claim No. 44, Notification No. 1644 in Township 5 South, Range 3 West of the Willamette Meridian in Yamhill County, Oregon; thence running East 28.05 chains; thence South 3° West 34.01 chains; thence West 30.54 chains to the West line of said Donation Land Claim; thence North $6^{\circ}45'$ East 34.20 chains to the place of beginning.

EXCEPTING THEREFROM a tract of land in Section 6, Township 5 South, Range 3 West of the Willamette Meridian, Yamhill County, Oregon, described as follows:

COMMENCING at the Northwest corner of the Labin S. Morin Donation Land Claim No. 44; thence East 1277.60 feet to the East line of State Highway No. 154; thence South $03^{\circ}30'30''$ West, along said East line, 1922.30 feet to the TRUE POINT OF BEGINNING of the tract herein described; thence East 208.71 feet South $03^{\circ}30'30''$ West 208.71 feet; thence West 208.71 feet; thence North $03^{\circ}30'30''$ East 208.71 feet to the point of beginning,

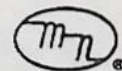
PARCEL II

A tract of land in Section 6, Township 5 South, Range 3 West of the Willamette Meridian, Yamhill County, Oregon, described as follows:

COMMENCING at the Northwest corner of the Labin S. Morin Donation Land Claim No. 44; thence East 1277.60 feet to the East line of State Highway No. 154; thence South $03^{\circ}30'30''$ West along said East line 1922.30 feet to the TRUE POINT OF BEGINNING of the tract herein described; thence East 208.71 feet South $03^{\circ}30'30''$ West 208.71 feet; thence West 208.71 feet; thence North $03^{\circ}30'30''$ East 208.71 feet to the point of beginning.

Report No. 120038

Application No. 69000
Permit No. 49953



WHOLESALE ONLY

P.O. BOX 562, DAYTON, OREGON 97304

MONROVIA NURSERY CO.

P. O. BOX 0

AZUSA, CALIFORNIA 91702-1336

AREA CODE 503
868-7941

MARK BUCHHOLZ
GENERAL MANAGER

Application No. 69000

Permit No.

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for Permit to Appropriate Surface Water

RECEIVED

JAN 21 1987

WATER RESOURCES DEPT SALEM OREGON

I, MONADIA NURSEY COMPANY (Name of Applicant) of 12600 S.E. ALDERMAN ROAD (Mailing Address), DAYTON (City) State of OREGON, 97114 (Zip Code) Phone No. (503) 868-7941 do hereby

make application for a permit to appropriate the following described waters of the State of Oregon:

1. The source of the proposed appropriation is UNNAMED STREAM AND STOLKHOFF RESERVOIR CONSTRUCTED UNDER PERMIT # R-4838 a tributary of UNNAMED TRIBUTARY OF W. FORK PALMER CR.

2. The point of diversion is to be located 140 ft. N (N. or S.) and 1550 ft. W (E. or W.) from the N.W. corner of KIMSEY D.L.C. # 43 (Public Land Survey Corner)

(If there is more than one point of diversion, each must be described)

being within the N.E. 1/4 of the N.W. 1/4 of Sec. 6 Tp. 5S R. 3W, W.M., in the county of YAMHILL

3. Location of area to be irrigated, or place of use if other than irrigation.

Table with 5 columns: Township, Range, Section, List 1/4 1/4 of Section, List use and/or number of acres to be irrigated. Contains handwritten entries for 20, 10, and 2 acres.

93730

4. The amount of water which the applicant intends to apply to beneficial use is 1.34

cubic feet per second.....
(If water is to be used from more than one source, give quantity from each)

5. The use to which the water is to be applied is IRRIGATION OF CONTAINERIZED NURSERY STOCK.
WATER WILL BE USED FOR IRRIGATION ONLY, on the containers.....

6. DESCRIPTION OF WORKS

Include dimensions and type of construction of diversion dam and headgate, length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

1- 75 HP PUMP LOCATED IN NAMED STOCKHOFF RESERVOIR
PUMPS WATER APPROXIMATELY 2800 FEET THROUGH 8"
MAIN LINE TO SOLID SET IRRIGATION SYSTEM INSTALLED
ON PROPERTY. TOTAL OUTPUT IS APPROXIMATELY 600gpm

If for domestic use state number of families to be supplied NONE

7. Construction work will begin on or before July 1985

8. Construction work will be completed on or before DEC. 1986

9. The water will be completely applied to the proposed use on or before July 1987

Application No. 69000

Permit No.

Remarks:.....

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This permit, when issued, is for the beneficial use of water. 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. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

.....
MONTAGNA NURSERY COMPANY
Signature of Applicant
.....
Mark I. Buchholz
Mark Buchholz General Manager

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for.....

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before, 19.....

WITNESS my hand this day of....., 19.....

..... Water Resources Director

By

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the

21st day of January, 1987, at 4:00 o'clock

P.M.

Application No. 69000.....

Permit No.....

Application No. 69000

Permit No.

PC
NCR

Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 1.34 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from an unnamed stream and Stackhoff Reservoir constructed under Appl- R-42921 Permit R-4238

The use to which this water is to be applied is nursery use (irrigation of containerized nursery stock)

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated.

(no duty)

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is January 21, 1987

Actual construction work shall begin on or before and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19.....

Complete application of the water to the proposed use shall be made on or before October 1, 19.....

WITNESS my hand this day of....., 19.....

PHC

Sub

Application No. 69000
Permit No. 49953

1-21-87

Name Monrovia Nursery Company
Address 12600 SE Alderman Road, Dayton, OR 97114

Assigned

Address

Beginning construction APR 23 1988

Completion of construction OCT 1 1989

Extended to

Complete application of water OCT 1 1990

Extended to