

Form C (690-9-77)

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.

RECEIVED

Application No. 11961

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

WATER RESOURCES DEPT
SALEM, OREGON

I, MONROVIA NURSERY COMPANY

the holder of Permit No. 11961

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 30TH day of SEPTEMBER, 1993.

Remarks: PUMP TESTS TO FOLLOW

IN WITNESS WHEREOF, I have hereunto set my hand this 6TH day of DECEMBER, 1993.

Mark P. [Signature]

(Signature of Applicant)

13455 SE LAFAYETTE HIWAY, DAYTON OR 97114

(Address)

OK Kay

APPLICATION
CHECK-OFF LIST

~~RECEIPT POSTED~~
~~CONTENTS MARKED/STAMPED~~
~~FILE FOLDER TYPED~~
~~CALENDAR CARD TYPED~~
~~KARDEX TYPED~~
~~MAPS COPIED (5 COPIES)~~
~~APPLICATION COPIED (2)~~
~~STREAM INDEXED & STREAM CODED~~
~~ENTERED INTO WRIS~~
~~ENTERED INTO REFLEX~~
~~ACK LETTER TYPED~~

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 91449
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
<hr/>		
83194	Monrovia Nursery Co	APP R-64612
83195	Monrovia Nursery Co	APP S-64613
83193	Monrovia Nursery Co	APP S-64000
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

STATE OF OREGON
COUNTY OF YAMHILL
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MONROVIA NURSERY
12600 SE ALDERMAN ROAD
DAYTON OR 97114

confirms the right to use the waters of SIX WELLS in the PALMER CREEK Basin for NURSERY OPERATIONS on 525.5 ACRES.

This right was perfected under Permit G-11196. The date of priority is SEPTEMBER 18, 1989. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.22 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

Well	Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
2	5 S	3 W	WM	6	SW NE	42	210 FEET NORTH & 390 FEET EAST FROM SW CORNER, DLC 42
4	5 S	3 W	WM	6	NE SW	44	1220 FEET SOUTH & 1200 FEET WEST FROM SW CORNER, DLC 42
8	5 S	3 W	WM	7	SW NE	45	750 FEET SOUTH & 680 FEET WEST FROM SW CORNER, DLC 43
5	5 S	3 W	WM	7	SE NW	44	660 FEET SOUTH & 650 FEET WEST FROM NW CORNER, DLC 45
6	5 S	3 W	WM	7	SE NW	45	730 FEET SOUTH & 1230 FEET WEST FROM SW CORNER, DLC 43
7	5 S	3 W	WM	7	NE SW	44	1470 FEET SOUTH & 1430 FEET WEST FROM SW CORNER, DLC 43

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 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.

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.

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

NURSERY OPERATIONS							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
4 S	3 W	WM	31	SW SE		57	3.90
5 S	3 W	WM	5	SW NW		43	30.40
5 S	3 W	WM	5	NW SW		43	36.10
5 S	3 W	WM	5	SW SW		43	5.20
5 S	3 W	WM	6	NW NE		42	14.80
5 S	3 W	WM	6	NW NE	1		0.50
5 S	3 W	WM	6	SW NE	2		8.60
5 S	3 W	WM	6	SW NE		42	14.20
5 S	3 W	WM	6	SW NE		44	5.80
5 S	3 W	WM	6	SW NE		43	5.00
5 S	3 W	WM	6	SE NE		43	33.60
5 S	3 W	WM	6	NE NW			0.20
5 S	3 W	WM	6	SE NW	3		20.70
5 S	3 W	WM	6	SE NW		44	3.00
5 S	3 W	WM	6	NE SW		44	33.80
5 S	3 W	WM	6	SE SW		44	35.50
5 S	3 W	WM	6	NE SE		43	39.90
5 S	3 W	WM	6	NW SE		43	9.20
5 S	3 W	WM	6	NW SE		44	28.40
5 S	3 W	WM	6	SW SE		44	29.40
5 S	3 W	WM	6	SW SE		43	0.50
5 S	3 W	WM	6	SE SE		43	4.00
5 S	3 W	WM	7	NW NE		44	28.60
5 S	3 W	WM	7	SW NE		44	2.00
5 S	3 W	WM	7	SW NE		45	29.40
5 S	3 W	WM	7	NE NW		44	37.50
5 S	3 W	WM	7	SW NW		44	3.40
5 S	3 W	WM	7	SE NW		44	27.20
5 S	3 W	WM	7	SE NW		45	11.70
5 S	3 W	WM	7	NE SW		44	16.50
5 S	3 W	WM	7	NW SW		44	6.50

The wells shall be maintained 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. When required by the Department, the water user shall install and maintain a weir, meter, or other suitable measuring device and keep a complete record of the amount of ground water withdrawn.

The Director may require water level or pump test results every ten years.

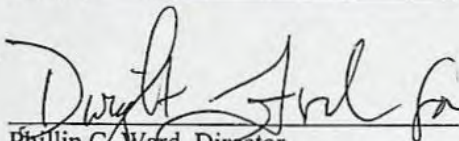
This right is for the beneficial use of water without waste.

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.

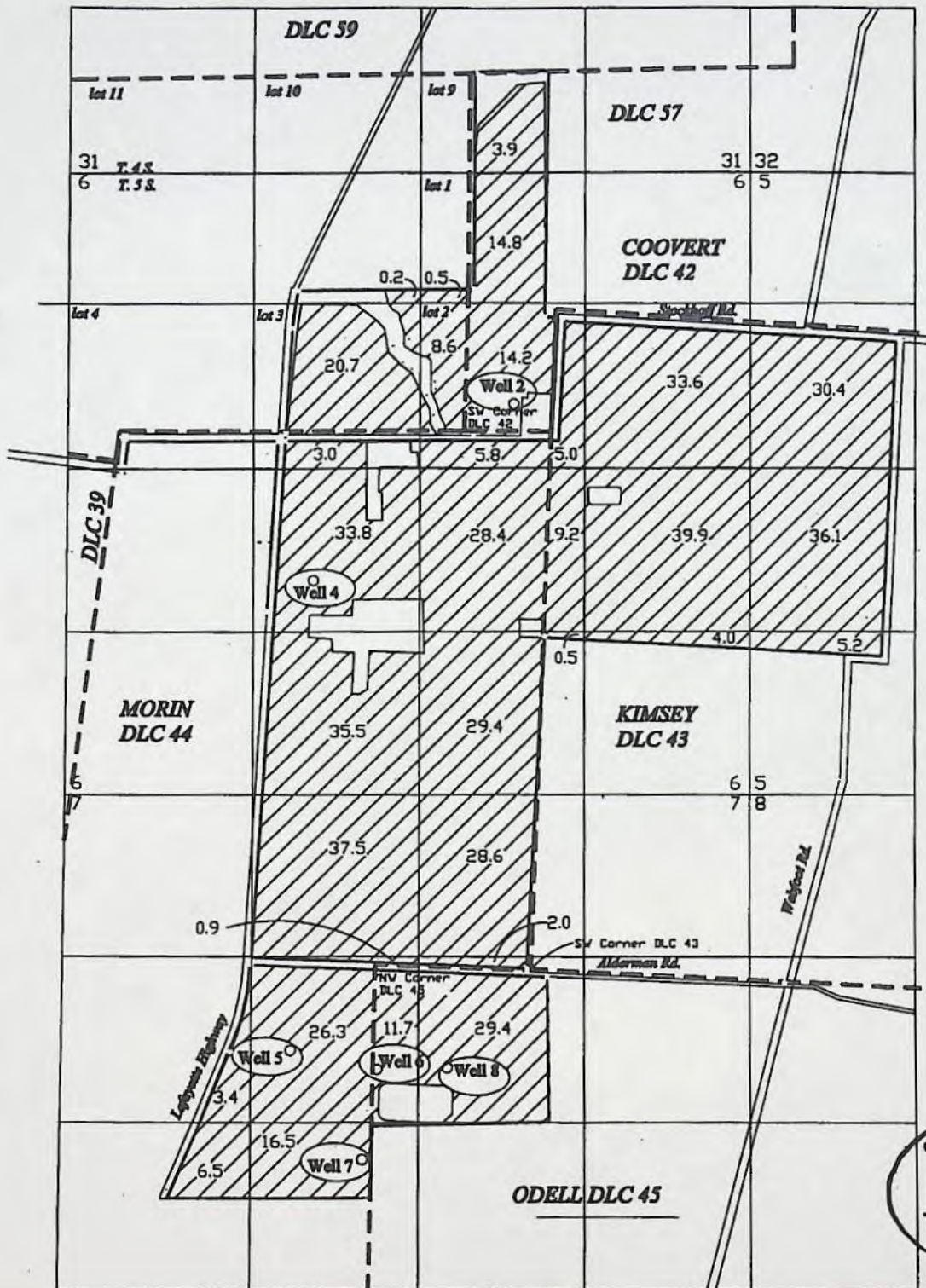
The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

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

Issued SEP 22 2008.


Phillip C. Ward, Director
Water Resources Department

Townships 4 & 5 South, Range 3 West, W. M.



SCALE 1" = 1320'

WELLS LOCATED:

- NO. 2
210°N & 390°E
- NO. 4
1220°S & 1200°W
Both from the SW Corner of DLC 42
- NO. 5
660°S & 650°W
From the NW Corner of DLC 45
- NO. 6
730°S & 1230°W
- NO. 7
1470°S & 1430°W
- NO. 8
750°S & 680°W
All from the SW Corner of DLC 43

CERTIFIED WATER RIGHTS EXAMINER
#60772WRE
Malia R Kupillas
MALIA R KUPILLAS
JUNE 28 1999
STATE OF OREGON

EXPIRATION DATE 6/30/09

FINAL PROOF SURVEY

under
Application G-11961, Permit 11196
in name of
MONROVIA NURSERY CO.
June 3, 2008

RECEIVED

SEP 05 2008
WATER RESOURCES DEPT
SALEM, OREGON

THIS MAP WAS PREPARED FOR THE PURPOSE
OF IDENTIFYING THE LOCATION OF A WATER
RIGHT ONLY AND IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATION
OF PROPERTY OWNERSHIP LINES



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

Date Mailed: September 22, 2008

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: G-11961

Permit: G-11196

Certificate: 84824

Permit/Certificate Holder:

MONROVIA NURSERY ✓
12600 SE ALDERMAN ROAD
DAYTON OR 97114

<p>Copies Mailed</p> <p>by: <u>Connie Vance</u> (STAFF)</p> <p>on: <u>SEP 22 2008</u> (DATE)</p>

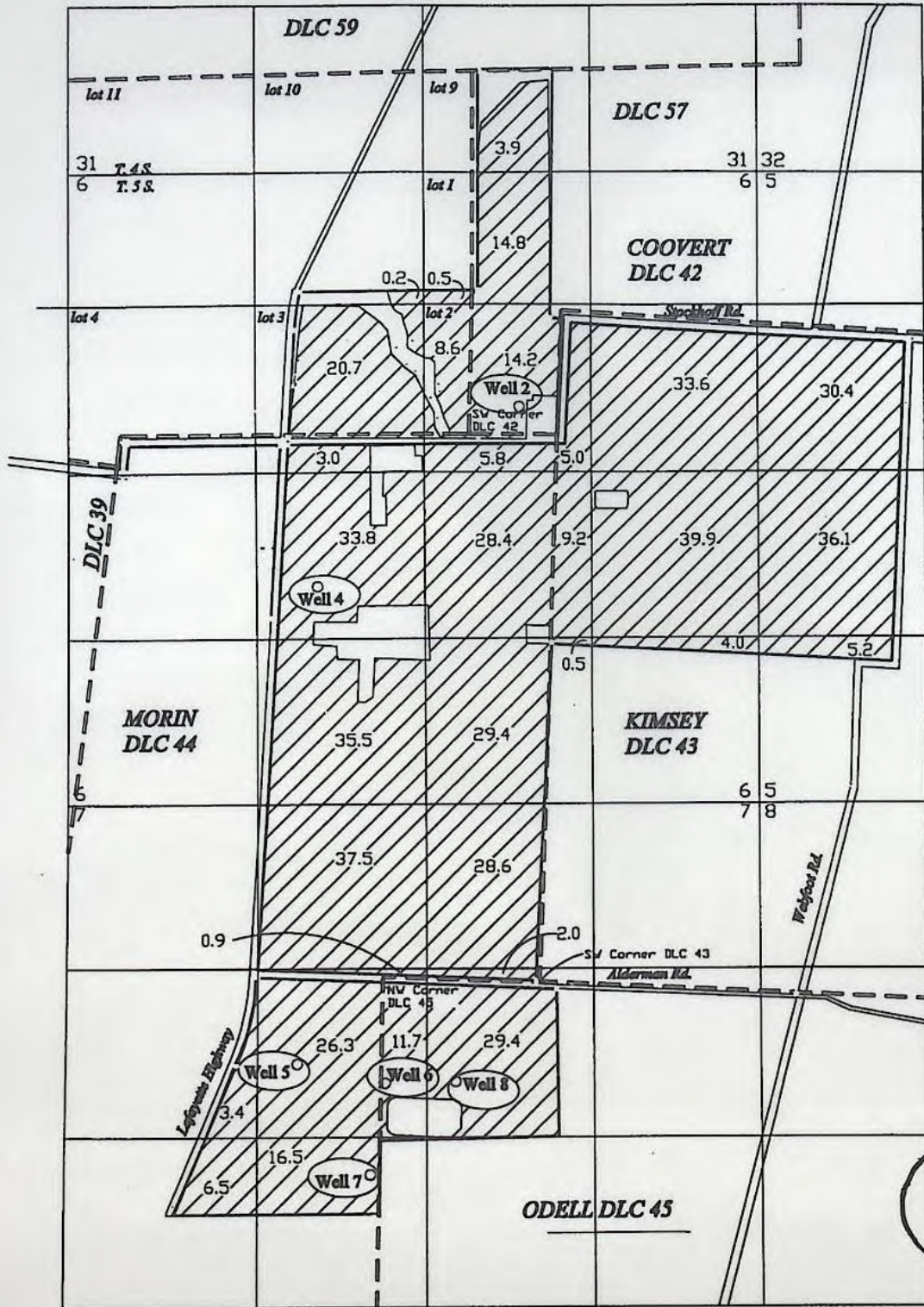
Copies of Final Certificate to be sent to:

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

Other persons to receive copies: (include map):

1. Malia R. Kupillas, CWRE ✓

Townships 4 & 5 South, Range 3 West, W. M.



- WELLS LOCATED:**
- NO. 2
210°N & 390°E
 - NO. 4
1220°S & 1200°W
Both from the SW Corner of DLC 42
 - NO. 5
660°S & 650°W
From the NW Corner of DLC 45
 - NO. 6
730°S & 1230°W
 - NO. 7
1470°S & 1430°W
 - NO. 8
750°S & 680°W
All from the SW Corner of DLC 43

CERTIFIED WATER RIGHTS EXAMINER
#60772WRE
Malia R Kupillas
MALIA R KUPILLAS
JUNE 28 1996
STATE OF OREGON

EXPIRATION DATE 6/30/09

FINAL PROOF SURVEY
under

Application G-11961, Permit 11196
in name of
MONROVIA NURSERY CO.
June 3, 2008

RECEIVED

SEP 05 2008
WATER RESOURCES DEPT
SALEM, OREGON

THIS MAP WAS PREPARED FOR THE PURPOSE
OF IDENTIFYING THE LOCATION OF A WATER
RIGHT ONLY AND IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATION
OF PROPERTY OWNERSHIP LINES

Gerry Clark

From: Gerry Clark
Sent: Tuesday, September 09, 2008 4:04 PM
To: 'phg@bctonline.com'
Subject: RE: Monrovia maps for Certificates related to App G-11961 and G-11962.

Malia,

Thanks. Jerry Gainey has reviewed the maps has prepared the final certificates for the permits. Once we receive the mylars, we will mail the certificates.

Thanks again.

Gerry

Gerry Clark
Water Rights Specialist/Certificates
725 Summer St. NE, Ste. A
Salem, OR 97303

Phone: 503-986-0811
Fax: 503-986-0901

<http://www.wrd.state.or.us/>

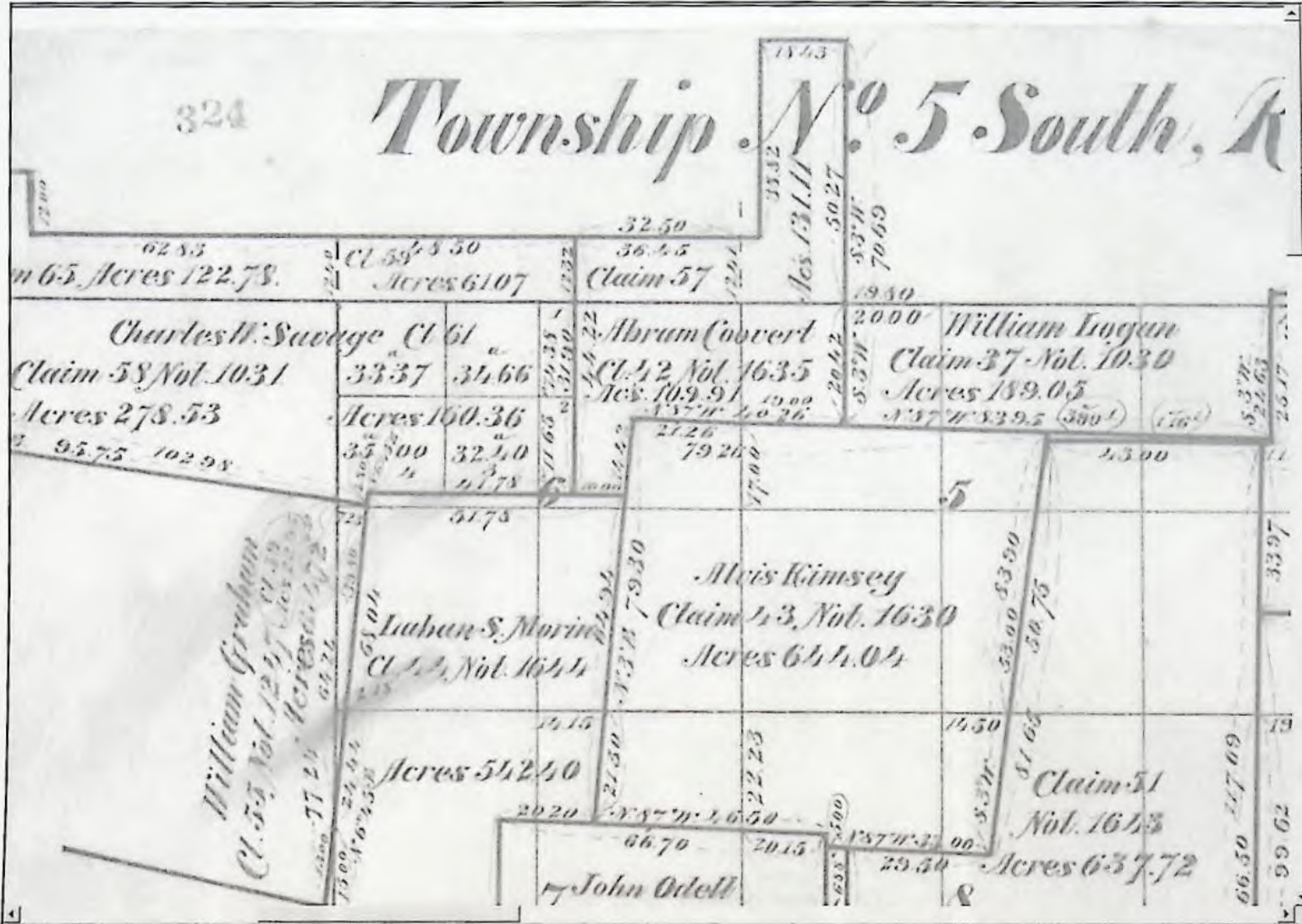
From: Malia Kupillas [mailto:phg@bctonline.com]
Sent: Tuesday, September 09, 2008 8:40 AM
To: Gerry Clark
Subject: Monrovia maps for Certificates related to App G-11961 and G-11962.

Hi Gerry:

I will make mylars for the map I submitted last Friday, if those maps are what you wanted. Just let me know if they are okay, or if changes need to be made.

Malia Kupillas, R.G., C.W.R.E.

Pacific Hydro-Geology Inc.
18487 S. Valley Vista Rd.
Mulino, OR 97042
503.632.5016



STATE OF OREGON

COUNTY OF YAMHILL

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MONROVIA NURSERY
12600 SE ALDERMAN ROAD
DAYTON, OREGON 97114

503-868-7941

to use the waters of SIX WELLS in the PALMER CREEK BASIN BASIN for NURSERY OPERATIONS ON 525.5 ACRES.

This Permit is issued approving Application G-11961. The date of priority is SEPTEMBER 18, 1989. The use is limited to not more than 0.22 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

SW 1/4 NE 1/4, NE 1/4 SW 1/4, SECTION 6; SE 1/4 NW 1/4, NE 1/4 SW 1/4, SW 1/4 NE 1/4, SECTION 7, T 5 S, R 3 W, W.M.; WELL 2 - 210 FEET NORTH AND 390 FEET EAST; WELL 4 - 1220 FEET SOUTH AND 1200 FEET WEST, BOTH FROM SW CORNER, DLC 42; WELL 5 - 660 FEET SOUTH AND 650 FEET WEST FROM NW CORNER, DLC 45; WELL 6 - 730 FEET SOUTH AND 1230 FEET WEST; WELL 7 - 1470 FEET SOUTH AND 1430 FEET WEST; WELL 8 - 750 FEET SOUTH AND 680 FEET WEST, ALL FROM SW CORNER, DLC 43.

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. 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:

SW 1/4 SE 1/4 3.9 ACRES
SECTION 31
TOWNSHIP 4 SOUTH, RANGE 3 WEST, W.M.

SW 1/4 NW 1/4 30.4 ACRES
NW 1/4 SW 1/4 36.1 ACRES
SW 1/4 SW 1/4 5.2 ACRES

SECTION 5
NW 1/4 NE 1/4 15.3 ACRES
SW 1/4 NE 1/4 33.6 ACRES
SE 1/4 NE 1/4 33.6 ACRES
NE 1/4 NW 1/4 0.2 ACRE
SE 1/5 NW 1/4 23.7 ACRES
NE 1/4 SW 1/4 33.8 ACRES
SE 1/4 SW 1/4 35.5 ACRES
NE 1/4 SE 1/4 39.9 ACRES
NW 1/4 SE 1/4 37.6 ACRES
SW 1/4 SE 1/4 29.9 ACRES
SE 1/4 SE 1/4 4.0 ACRES

SECTION 6

NW 1/4 NE 1/4 28.6 ACRES
SW 1/4 NE 1/4 31.4 ACRES
NE 1/4 NW 1/4 37.5 ACRES
SW 1/4 NW 1/4 3.4 ACRES
SE 1/4 NW 1/4 38.9 ACRES
NE 1/4 SW 1/4 16.5 ACRES
NW 1/4 SW 1/4 6.5 ACRES

SECTION 7

TOWNSHIP 5 SOUTH, RANGE 3 WEST, W.M.

The well 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. 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 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.

Actual construction work shall begin on or before February 25, 1992 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.

This permit is for the beneficial use of water without waste. By law, the land use associated with this water 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, FEBRUARY 25, 1991.

_____/s/ WILLIAM H. YOUNG
Water Resources Department
William H. Young
Director

Completion Checklist for Claims of Beneficial Use

Application # G-11961
Permit # G-1196
Transfer # _____



PRE
7/1/04

Date 9-5-08
Reviewer Jwg

Map Review:

- OK* DLC Permanent quality map (mylar or linen) - *Per discussion w/ G.C.*
- CWRE stamp and signature
- Disclaimer
- Application & permit #; or transfer #
- North arrow
- Township, range and section
- Appropriate scale (1" = 1320', 1" = 400', or scale of assessor's map)
- Source
- Point(s) of diversion
- Point(s) of diversion (coordinates)
- OK* per G.C. Conveyances (pump, pipelines, ditches, etc.) *Report indicates Portable lines & missing Tanks*
- Place of use (1/4 1/4, DLC, or Gov Lot; if irrigation, # of acres in each subdivision)

Report Review:

- Application & permit #; or transfer #
- CWRE stamp and signature
- Permittee's signature
- Time limits
- Date of survey
- Type of use
- Extent of use
- Source(s) of water
- Rate and Duty
- Diversion rate for each use
- Description of conveyances system (from POD to POU)
- Diversion works description (pump make, serial model, capacity, and description)
- System capacity
 - Calculated capacity of system
 - OR
 - _____ Measured amount of use
- Permit conditions
 - _____ Fish screening
 - _____ Meter/measuring device
 - _____ Water use reporting
 - Other conditions

Pump Test OK

Certificate Issuance Processing Checklist

- Map and COBU reviewed
- Conflict check (include copy of plat card printout)
- Check current ownership

Can certificate be processed further?

- Yes
- No

If "No" why? _____

If "Yes":

- Proposed
- Final Certificate # _____

Mailing list:

Proposed:

Final:

G-11961		G-11962
3.9		3.9
30.4		30.4
36.1		36.1
5.2		5.2
14.8		14.8
0.5		0.5
8.6		8.6
14.2		14.2
5.8		5.8
5		5
33.6		33.6
0.2		0.2
20.7		20.7
3		3
33.8		33.8
35.5		35.5
39.9		39.9
9.2		9.2
28.4		28.4
29.4		29.4
0.5		0.5
4		4
28.6		28.6
2		2
29.4		37.5
37.5		0.9
3.4		431.7
27.2		
11.7		
16.5		
6.5		
525.5		

Pump Test Report

Application	Permit	Certificate	Transfer	pod nbr	snp ori gin	wr type	wr status	source type	Logid tested_well	Test received date	Test status	Exemption type
G	12109	G	11130	1	PR	GW	NC	WF	KLAM 12137	10/01/1993	Received	
G	12029	G	11131	1	PR	GW	NC	WF			Approved	
G	11241	G	11134	4	PR	GW	NC	WF			Approved	
G	11241	G	11134	5	PR	GW	NC	WF			Approved	
G	11840	G	11135	1	PR	GW	NC	WF			Approved	
G	12067	G	11136	1	PR	GW	NC	WF			Approved	
G	11995	G	11140	1	PR	GW	NC	WF			Approved	
G	11912	G	11152	1	PR	GW	NC	WF			Approved	
G	12122	G	11155	1	PR	GW	NC	WF			Approved	
G	12274	G	11163	1	PR	GW	NC	WF	LINN 140	08/07/2007	Approved	None
G	12065	G	11171	1	PR	GW	NC	WF	CLAC 5689	05/31/1994	Approved	None
G	12093	G	11172	1	PR	GW	NC	WF			Approved	
G	12205	G	11175	1	PR	GW	NC	WF	MARI 3583	12/04/2007	Approved	None
G	12262	G	11182	1	PR	GW	NC	WF			Approved	
G	12262	G	11182	2	PR	GW	NC	WF			Approved	
G	12262	G	11182	3	PR	GW	NC	WF			Approved	
G	12279	G	11185	1	PR	GW	NC	WF			Approved	
G	12280	G	11188	1	PR	GW	NC	WF	MARI 60218	10/30/2007	Received	None
G	12299	G	11191	1	PR	GW	NC	WF			Approved	
G	12133	G	11193	1	PR	GW	NC	WF	KLAM 12143	09/27/1994	Approved	
G	12220	G	11194	1	PR	GW	NC	WF	CLAC 18102	09/07/1994	Approved	None
G	11961	G	11196	3	PR	GW	NC	WF	YAMH 6400		Approved	
G	12248	G	11198	1	PR	GW	NC	WF			Approved	
G	12329	G	11202	1	PR	GW	NC	WF			Approved	
G	12136	G	11204	1	PR	GW	NC	WF			Approved	
G	12201	G	11213	1	PR	GW	NC	WF			Approved	
G	12278	G	11214	1	PR	GW	CN	WF			Approved	
G	11980	G	11217	1	PR	GW	NC	WF			Approved	
G	12266	G	11219	1	PR	GW	NC	WF			Approved	
G	12235	G	11222	1	PR	GW	NC	WF			Approved	

Claim of Beneficial Use and Site Report
Under Permit G-11196 and G-11272
in the Name of
Monrovia Nursery Co.

RECEIVED
DEC 3 1994

WATER RESOURCES DEPT
SALEM, OREGON

Information:

Mr. Mark Buchholz, General Manager
Mr. Gary Wirfs, Assistant Maintenance Manager
Monrovia Nursery Company
13455 S.E. Lafayette Highway
Dayton, Oregon 97114

Telephone: 503-868-7941

Monrovia Nursery Company stated that water had been used on all lands shown on the attached map during 1994.

Permits:

Correction: Permit number G-11272 states that it covers wells number 1 and 2 and it should be corrected to read wells number 1 and 3.

Permit No. G-11196 is for 0.22 cfs from six wells. Those wells are well number 2, 4, 5, 6, 7, and 8.

Permit No. G-11272 is for 0.3 cfs from two wells. Those wells are well number 1 and 3.

Source:

Eight wells (well No. 1 through No. 8)

Permit No. G-11272 is for 0.3 cfs from two wells. Those wells are well number 1 and 3.

Well No. 1:

Well No. 1 is located 1060 feet South and 1390 feet West of the N.W. Corner of DLC 43. A pump test showed the pumping level at 35 feet at 10 gpm. The well is 87 feet deep and the casing is 6 5/8 inches in diameter. There is an measuring port on top of the casing to measure static water level.

RECEIVED

DEC 3 1994

WATER RESOURCES
SALEM, OREGON

Well No. 3:

Well No. 3 is located 960 feet South and 1390 feet West of the N.W. Corner of DLC 43. A pump test showed the pumping level at 100 feet at 200 gpm. The well is 122 feet deep and the casing is 10 3/4 inches in diameter. There is an measuring port on top of the casing to measure static water level.

Permit No. G-11196 is for 0.22 cfs from six wells. Those wells are well number 2, 4, 5, 6, 7, and 8.

Well No. 2:

Well No. 2 is located 740 feet South and 440 feet West of the N.W. Corner of DLC 43. This well will pump approximately 20 gpm. The well is 141 feet deep and the casing is 6 inches in diameter. There is an measuring port on top of the casing to measure static water level.

Well No. 4:

Well No. 4 is located 2090 feet South and 2000 feet West of the N.W. Corner of DLC 43. This well will pump approximately 10 gpm. There is an measuring port on top of the casing to measure static water level. The casing is 5 inches in diameter.

Well No. 5:

Well No. 5 is located 5780 feet South and 2240 feet West of the N.W. Corner of DLC 43. A pump test showed the pumping level at 170 feet at 32 gpm. The well is 177 feet deep and the casing is 6 inches in diameter. There is an measuring port on top of the casing to measure static water level. This well has been improved to include a flow meter from which reading are taken daily.

Well No. 6:

Well No. 6 is located 5930 feet South and 1570 feet West of the N.W. Corner of DLC 43. A pump test showed the pumping level at 120 feet at 70 gpm. The well is 120 feet deep and the casing is 6 inches in diameter. There is an measuring port on top of the casing to measure static water level.

RECEIVED

DEC 3 1994

WATER RESOURCES DIV
SALEM, OREGON

Well No. 7:

Well No. 7 is located 6080 feet South and 1700 feet West of the N.W. Corner of DLC 43. A pump test showed the pumping level at 130 feet at 55 gpm. The well is 138 feet deep and the casing is 6 inches in diameter. There is an measuring port on top of the casing to measure static water level.

Well No. 8:

Well No. 8 is located 5920 feet South and 960 feet West of the N.W. Corner of DLC 43. A pump test showed the pumping level at 120 feet at 33 gpm. The well is 121 feet deep and the casing is 6 inches in diameter. There is an measuring port on top of the casing to measure static water level. The static water level in this well is 9 feet below the surface.

Pumps:

Pumps:

- Well No. 1: Pump - Submersible 3 HP
- Well No. 2: Pump - Submersible 2 HP
- Well No. 3: Pump - Submersible 7 1/2 HP with a 5 HP submersible in the pond.
- Well No. 4: Pump - Submersible 1/2 HP
- Well No. 5: Pump - Submersible 3 HP
- Well No. 6: Pump - Submersible 3 HP
- Well No. 7: Pump - Submersible 3 HP
- Well No. 8: Pump - Submersible 3 HP

Lift:

Using USGS Quad Maps we find that the relief of the land is only plus or minus ten feet. Using the well logs the lift in the wells ranges from 35 feet to 170 feet down.

Equipment:

Pipe and supplies in the warehouse are in excess of anything that could possibly be used in these permits.

Monrovia Nursery Company has other large holdings and a great deal more equipment can be moved into this area as needed.

RECEIVED
DEC 2 1994
WATER RESOURCES
SALEM, OREGON

System:

Wells No. 1, 2, and 4

These wells are interconnected using a 2 inch buried PVC buried main pipe. This system is used to fill tanks for the chemical and fertilizer mixing for the entire nursery operation. The system only supplies water to mixing tanks, while spray vehicles apply the chemical and fertilizer to the nursery. The system supplies 10 hoses for hand watering. This system is also used for domestic use in two houses and 1 testing lab.

The tank system consist of tanks totaling a 1,000 gallon capacity. The tanks are filled ten times per day.

Water Usage:

- 1. Tank usage is 10,000 gallons per day or 0.016 cfs.
- 2. 12 hoses (5/8 inch diameter) at one time.
Assume 30 psi and 12 hoses
9 gpm per hose equals 108 gpm

Total usage is 108 gpm or 0.241 cfs

Pumping Capacity Calculations:

Well No. 1

Q-pump = (eff.)(Hp)/Total Head in Feet = CFS
 Assume 80% efficiency.
 Suction lift (SWL) is 18 feet.
 Drawdown is 15 feet.
 Assumed operating pressure is 30 psi = 76.2 feet
 Assumed discharge lift is 5 feet

$$Q\text{-pump} = \frac{(7.04)(3)}{18+15+5+76.2} = 0.185 \text{ cfs}$$

Well No. 2

Q-pump = (eff.)(Hp)/Total Head in Feet = CFS
 Assume 80% efficiency.
 Suction lift (SWL) is 14 feet.
 Drawdown is 20 feet.
 Assumed operating pressure is 30 psi = 76.2 feet
 Assumed discharge lift is 5 feet

$$Q\text{-pump} = \frac{(7.04)(2)}{14+20+5+76.2} = 0.122 \text{ cfs}$$

RECEIVED
DEC 3 1994
WATER RESOURCES
SALEM, OREGON

Well No. 4

Q-pump = (eff.)(Hp)/Total Head in Feet = CFS

Assume 80% efficiency.

Suction lift (SWL) is 10 feet.

Drawdown is 40 feet.

Assumed operating pressure is 30 psi = 76.2 feet

Assumed discharge lift is 5 feet

$$Q\text{-pump} = \frac{(7.04)(0.5)}{10+40+5+76.2} = 0.027 \text{ cfs}$$

Total Pump Capacity is 0.334 cfs.

Water division in ratio to Permits:

Using pumping capacity as a ratio guide.

Well No. 1 = .185 cfs

Well No. 2 = .122 cfs

Well No. 4 = .027 cfs

Total = 0.334 cfs

Therefore

Well No. 1 gets 55% of the allocation.

Well No. 2 gets 36% of the allocation.

Well No. 4 gets 9% of the allocation.

Limiting Capacity:

The usage is the limiting capacity, therefore our limit is 0.241 cfs.

Permit No. G-11272 is for 0.3 cfs from two wells. Those wells are well number 1 and 3. Well No. 1 accounts for 0.133 cfs.

Permit No. G-11196 is for 0.22 cfs from six wells. Those wells are well number 2, 4, 5, 6, 7, and 8. Wells No. 2 and 4 account for 0.108 cfs.

RECEIVED
DEC 3 1994
WATER RESOURCES DIV
SALEM, OREGON

Well No. 3

This well uses a 3 inch buried PVC main line that supplies water to the irrigation around the main office (5 1/2 acres) of the landscape display garden and a small pond. The pond is used for fire protection in the office area. The pump in the pond is a 5 hp submersible. The well is used daily for landscape irrigation and supplementary is controlled by a float switch in the pond to maintain the pond. Pumping capacity to the landscape area is estimated at 60 gpm.

The sprinklers around the office are Nelson No. 5500 using 1.5 gpm for micro irrigation around building. The area has 15 zones, with 40 sprinklers per zone. 30 psi is maintained in the system.

Water Usage:

Usage is 60 gpm or 0.134 cfs.

Pumping Capacity Calculations:

Well No. 3

Q-pump = (eff.)(Hp)/Total Head in Feet = CFS

Assume 80% efficiency.

Suction lift (SWL) is 15 feet.

Drawdown is 100 feet.

Assumed operating pressure is 30 psi = 76.2 feet

Assumed discharge lift is 5 feet

$$Q\text{-pump} = \frac{(7.04)(7.5)}{15+100+5+76.2} = 0.27 \text{ cfs}$$

Limiting Capacity:

The usage is the limiting capacity, therefore our limit is 0.134 cfs.

Permit No. G-11272 is for 0.3 cfs from two wells. Those wells are well number 1 and 3. Well No. 3 accounts for 0.134 cfs.

RECEIVED
DEC 11 1984
WATER RESOURCES

Well No. 5

This well uses a 2 inch buried PVC main line that supplies water for hand watering in Range 2 greenhouses and in the local loading dock area. Hand watering is to maintain moisture in plants while awaiting shipping. The system uses 2 pressure tanks (500 gallon each). This system is also used to fill tanks for the chemical and fertilizer mixing for the entire nursery operation. Water is also used for Domestic use. The operating pressure in this system is between 30 and 50 psi.

Water Usage:

1. 10 hoses (5/8 inch diameter) at one time.
Assume 40 psi and 10 hoses
9 gpm per hose equals 90 gpm
2. 20 batches of fertilizer per day at 400 gallon.
8000 gallons per day or approximately 6 gpm

Total usage is 96 gpm or 0.214 cfs

Pumping Capacity Calculations:

Well No. 5

Q-pump = (eff.)(Hp)/Total Head in Feet = CFS
 Assume 80% efficiency.
 Suction lift (SWL) is 4 feet.
 Drawdown is 173 feet.
 Assumed operating pressure is 30 psi = 76.2 feet
 Assumed discharge lift is 5 feet

$$Q\text{-pump} = \frac{(7.04)(3)}{4+173+5+76.2} = 0.082 \text{ cfs}$$

Limiting Capacity:

The well system is the limiting capacity, therefore our limit is 0.082 cfs.

Well No. 6, 7, and 8

Well No. 6 and 7 are interconnected using a 3 inch PVC buried main pipe, and is connected to well No. 8 with a 2 inch buried PVC main line. The system is used for the mist propagation (micro irrigation) in both Range 1 and 5 greenhouses. The operating pressure in this system ranges between 80 and 100 psi. Wells 6 and 7 together use 8 pressure tanks (70 gallons each). Well No. 8 uses 2 pressure tanks (50 gallons each). Pumping capacity adding up the wells separately comes to 158 gpm.

RECEIVED

DEC 12 1994

WATER RESOURCES

Range 1

Range 1 has 80 beds with 20 RB 8 FLT(2) Rainbird Misters per bed, 3 beds are watered at one time using 3 gpm per mister. The misters are on for 8 seconds at a time. Therefore this system uses 180 gpm.

Range 5

Range 5 has 5 hose bibs (5/8 inch) for hand watering at approximately 9 gpm.

Water Usage:

- 1. Range 1 (see description above) uses 180 gpm.
- 2. 10 hoses (5/8 inch diameter) at one time.
Assume 30 psi and 10 hoses
9 gpm per hose equals 90 gpm

Total usage is 270 gpm or 0.602 cfs

Pumping Capacity Calculations:

Well No. 6

$$Q\text{-pump} = (\text{eff.})(\text{Hp})/\text{Total Head in Feet} = \text{CFS}$$

Assume 80% efficiency.

Suction lift (SWL) is 4 feet.

Drawdown is 80 feet.

Assumed operating pressure is 100 psi = 254 feet

Assumed discharge lift is 5 feet

$$Q\text{-pump} = \frac{(7.04)(3)}{4+80+5+254} = 0.062 \text{ cfs}$$

Well No. 7

$$Q\text{-pump} = (\text{eff.})(\text{Hp})/\text{Total Head in Feet} = \text{CFS}$$

Assume 80% efficiency

Suction lift (SWL) is 7 feet

Drawdown is 118 feet

Assumed operating pressure is 100 psi = 254 feet

Assumed lift above the ground surface is 5 feet

$$Q\text{-pump} = \frac{(7.04)(3)}{7+80+5+254} = 0.061 \text{ cfs}$$

RECEIVED
DEC 3 1991
WATER RESOURCES

Well No. 8

Q-pump = (eff.)(Hp)/Total Head in Feet = CFS
Assume 80% efficiency
Suction lift (SWL) is 9 feet
Drawdown is 95 feet
Assumed operating pressure is 100 psi = 254 feet
Assumed lift above the ground surface is 5 feet

$$Q\text{-pump} = \frac{(7.04)(3)}{9+95+5+254} = 0.0582 \text{ cfs}$$

Combined Wells No. 6, 7, and 8 = 0.1812 cfs.

Limiting Capacity:

The well system is the limiting capacity, therefore our limit is 0.1812 cfs.

Quantity of Water:

Permit No. G-11196 is for 0.22 cfs from wells No. 2, 4, 5, 6, 7, and 8. Well capacity is 0.412 cfs, while water usage is 0.925 cfs, therefore the limiting element is the well system, which exceeds the permit amount.

Permit No. G-11272 is for 0.30 cfs from wells No. 1 and 3. Well capacity is 0.455 cfs, while water usage is 0.267 cfs, therefore the limiting element is the usage system, which is the limiting factor.

Therefore the maximum use of the permitted amount of water has been used under permit No. G-11196 (0.22 cfs). Permit No. G-11272 is limited by its usage of 0.267 cfs.

Use:

Range 1 & 5 have 2.5 acres while Range 2 has 1.9 acres of irrigation and temperature control of nursery plants in greenhouses. There is also 5.5 acres of in-ground nursery plants in landscaping around office. Wells 1, 2, and 4 have hose use for hand watering over the entire operation North of Adlerman Road. The rest of the use is for filling tanks for chemical and fertilizer mixing for the entire nursery operation.

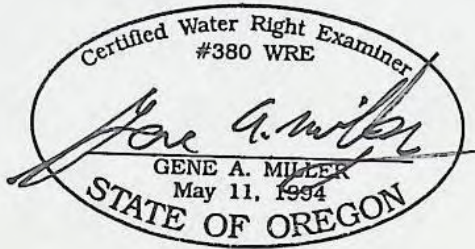
RECEIVED
DEC 3 1994

WATER RESOURCES DIV
SALEM, OREGON

Survey:

See attached Final Proof Survey Map for survey information.
Map was prepared by Donald R. Buell CWRE #026.

The Final Proof Survey and inspection of the use as found to be completed under the terms and conditions of permit G-11196, and G-11272 was completed by me on November 18, 1994, and the facts contained in this report and accompanying final proof map are correct to the best of my knowledge.



[Handwritten Signature]

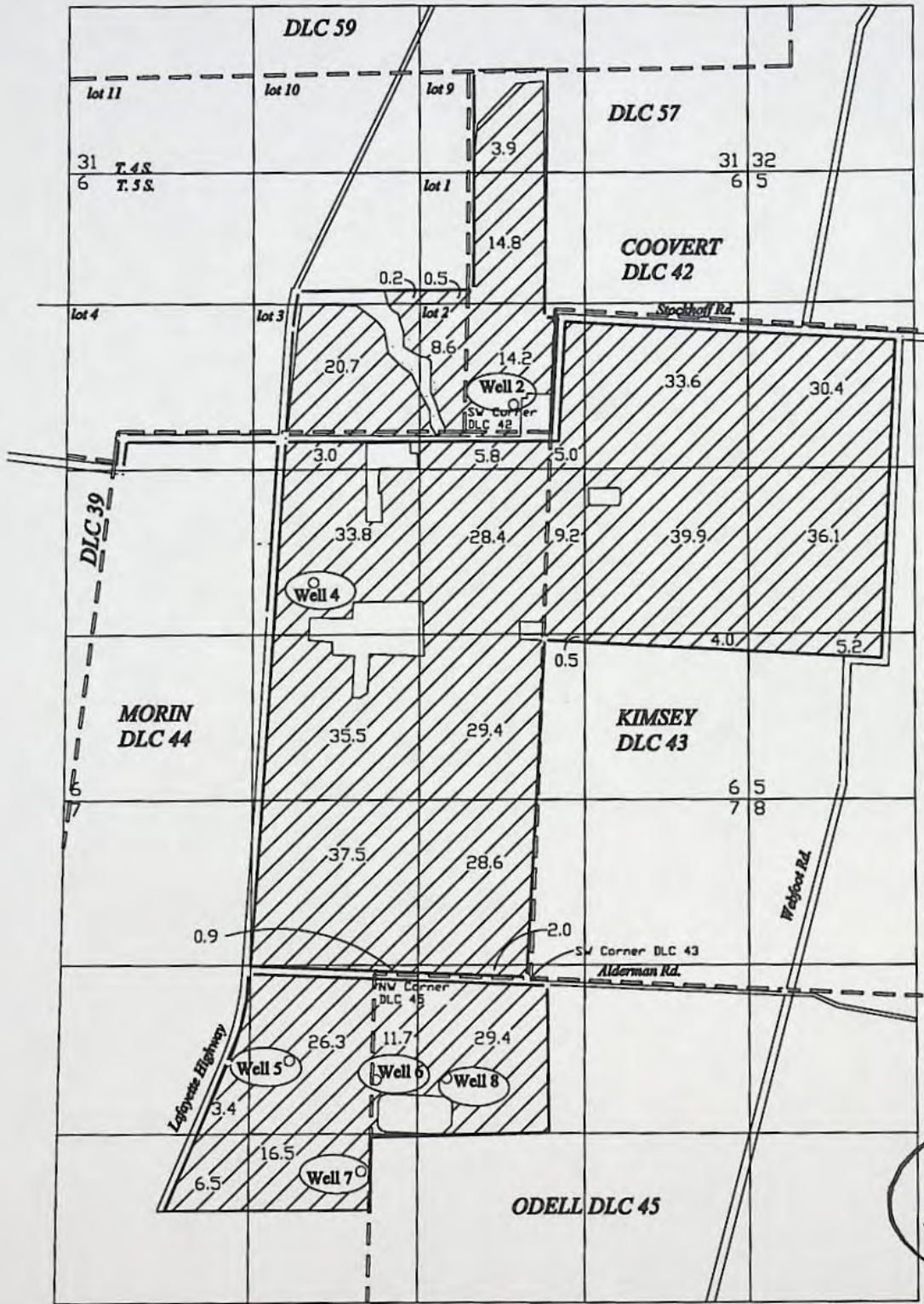
Certified Water Right Examiner

We, Monrovia Nursery Co., agree to the findings of the CWRE and do submit this site report and map as our Claim of Beneficial Use of the water as provided under the terms and conditions of our permit G-11196, and G-11272.

[Handwritten Signature]

Monrovia Nursery Co.
[Handwritten Signature]

Townships 4 & 5 South, Range 3 West, W. M.



SCALE 1" = 1320'

- WELLS LOCATED:**
- NO. 2
210°N & 390°E
 - NO. 4
1220°S & 1200°W
Both from the SW Corner of DLC 42
 - NO. 5
660°S & 650°W
From the NW Corner of DLC 45
 - NO. 6
730°S & 1230°W
 - NO. 7
1470°S & 1430°W
 - NO. 8
750°S & 680°W
All from the SW Corner of DLC 43

CERTIFIED WATER RIGHTS EXAMINER
#60772WRE
Malia R Kupillas
MALIA R KUPILLAS
JUNE 28 1999
STATE OF OREGON

EXPIRATION DATE 6/30/09

FINAL PROOF SURVEY
under

Application G-11961, Permit 11196
in name of
MONROVIA NURSERY CO.
June 3, 2008

RECEIVED

SEP 05 2008

WATER RESOURCES DEPT
SALEM, OREGON

THIS MAP WAS PREPARED FOR THE PURPOSE
OF IDENTIFYING THE LOCATION OF A WATER
RIGHT ONLY AND IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATION
OF PROPERTY OWNERSHIP LINES



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

April 29, 2008

Monrovia Nursery
13455 SE Lafayette Highway
Dayton, Oregon 97114

Reference: Applications G-11961, Permit G-11196, and G-11962, Permit G-11272

Dear Permittee,

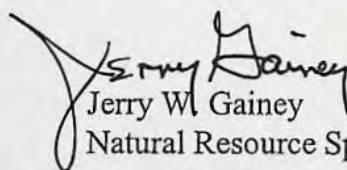
The Department is reviewing the Site Report and Claim of Beneficial Use submitted for the above referenced applications for the issuance of either a proposed certificate or final certificate.

The permits are for the use of wells for nursery operations. Permit G-11196 was issued for the use of 6 wells for nursery operations on 525.5 acres and Permit G-11272 was issued for the use of 2 wells for nursery operations on 431.7 acres. A review of the Final Proof Survey, copy enclosed, does not include the acreage for the entire area used for nursery operations under these permits. The final proof survey map will need to be completed by a certified water rights examiner.

Please submit the corrected information to the Department within 90 days from the date of this letter. If additional time is required, please notify the Department within 60 days from the date of this letter.

If you have any questions, you may call me at 503-986-0812, or Gerry Clark at 503-986-0811.

Sincerely,


Jerry W. Gainey
Natural Resource Specialist

enclosures

Jerry Gainey

From: Jerry Gainey
Sent: Monday, June 02, 2008 7:37 AM
To: 'phg@bctonline.com'
Subject: RE: Monrovia Final Proof map on G-11961 and G-11962

Ok, extension granted.

Jerry Gainey
Water Rights Specialist/Certificates
775 Summer St NE, Ste A
Salem OR 97303

PHONE: (503) 986-0812
FAX: (503) 986-0901

From: Malia Kupillas [mailto:phg@bctonline.com]
Sent: Sunday, June 01, 2008 7:53 PM
To: Jerry Gainey
Subject: Monrovia Final Proof map on G-11961 and G-11962

Hi Jerry:

It would really help me if I could get an extension to provide a revised map in July after I return from El Salvador. I may be able to get it done sooner, but no promises.

Malia Kupillas, R.G., C.W.R.E.

Pacific Hydro-Geology Inc.
18487 S. Valley Vista Rd.
Mulino, OR 97042
503.632.5016



**Monrovia
Nursery
Company**

Azusa Office
Post Office Box 1385
Azusa, CA 91702-1385
TEL (800) 999-9321
FAX (818) 334-3126

Visalia Office
Post Office Box 489
Woodlake, CA 93286-0489

TEL (800) 449-9321
FAX (209) 592-5208

Oregon Office
13455 S.E. Lafayette Hwy
Dayton, OR 97114-8416

TEL (800) 666-9321
FAX (503) 868-7352

RECEIVED

DEC 2 1994

WATER RESOURCES DEPT
SALEM, OREGON

Dec 02, 1994

Attn: Thomas E. Shook
Water Rights Division
Oregon Water Resources Dept
158 12th St NE
Salem OR 97310-0210

Re: Water Rights #G-11272
#G-11196

Dear Mr Shook,

Enclosed please find documentation, including a site report and map as our Claim of beneficial Use of the water for the above numbered Water Right Applications.

Monrovia Nursery Company has been working with Donald R. Buell, CWRE #026 for the Final Proof Survey.

Please contact me if you have further questions. Thank you.

Sincerely,

Monrovia Nursery Company

Mark Buchholz
General Manager

MB;nl
enc



January 6, 1994

Monrovia Nursery
12600 SE Alderman Road
Dayton Oregon 97114

REFERENCE: File G-11962 & G-11961

We have received your notice that complete application of water has been made under Permit G-11272 & G-11196.

In order to obtain a certificate of water right, you are required by law to hire a Certified Water Right Examiner (CWRE) to conduct the final proof survey of the completed use. This must be done within one year after the use is reported as being complete or within one year after the beneficial use date allowed in the permit, whichever occurs first. Accordingly, the map and claim of beneficial use must be received in this office on or before December 6, 1994. A list of Certified Examiners is enclosed for your information.

The Department requires that the CWRE has a copy of the permit or transfer order to compile the claim of beneficial use. All permit conditions need to be addressed in the claim and map you submit.

Upon receipt of the map and claim of beneficial use, the information will be reviewed and a brief field inspection may be conducted by a representative of this office. Following that, a proposed certificate of water right will be mailed to you for review.

In addition, before the Water Right Certificate is issued, you are required to submit a well pump test. This test must be done according to the instructions in the brochure. Forms and brochures are available upon request.

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

If you have any questions, please contact the Water Rights Section at 378-3739.

Enclosure



Application No. G. 1196

Permit No. G11196

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIVED
SEP 18 1989
WATER RESOURCES DEPT.
SALEM, OREGON

Application for a Permit to Appropriate Groundwater

Applicant: MONROVIA NURSERY

Mailing address: 12600 S.E. ALDERMAN ROAD

DAYTON OREGON 97114 868-7941
City State Zip Phone No.

I hereby make application for a permit to appropriate the following described groundwaters of the State of Oregon:

1. **THE DEVELOPMENT** (number of wells, tile lines, infiltration galleries, etc.):

SIX (6) WELLS

Use of water: NURSERY OPERATION TO INCLUDE WATER FOR CHEMICAL APPLICATION ON CONTAINERS AND IN-GROUND PLANTINGS, GREENHOUSE USE, AND FOR NURSERY OFFICE SANITARY/ DRINKING FACILITIES; BEING 0.08 CFS WATER FOR CHEMICAL APPLICATION; 0.13 GREENHOUSE USE AND 0.01 CFS OFFICE. 0.22 or 100
Amount of water: (cubic feet per second) or (gallons per minute)

Diameter of well: SEE ATTACHED SHEET #2 Depth in feet: _____

Type and size of well casing: _____ No. of feet: _____

Estimated depth to water: _____ (feet)

Type of access port or measuring device: _____

Wells to be drilled by: _____

Address: _____
City State Zip

If the water well is flowing artesian, describe your water control and conservation works: _____

If development is less than 1/4 mile from a natural stream, give the following:

Distance from development to stream: _____

Elevation difference between streambed and development: _____

Note: Wells must be constructed according to standards set by the department for the construction and maintenance of water wells.

200'
100'
300'
PC 9.18.89

Type of irrigation system (check appropriate box): Flood Wheel line

Hand line Drip Other Greenhouse-misting and handwatering

Other systems: Sprayers for application of fertilizers and chemicals on nursery stock.

See attached sheet #3 for capacities.

Proposed date construction will begin: completed

Proposed date of completion of system: completed

Proposed date water use will be completed: October 1, 1989

Is this groundwater source supplemental to another supply? NO

If so, identify the supply and the existing water right: _____

Are lands (including well site, access for conveying water, and/or place of use) all under your ownership? YES If not, list in the Comments section below or on an attached sheet, the names and mailing addresses of the legal owners of all property involved in the development.

NOTE: ORS 537 and OAR 690-217 require the results of a pump test be submitted to the Water Resources Department before a certificate of water right will be issued confirming the right to the use of water perfected under the terms of the permit. A pump test will be required within 10 years of the priority date in the event a certificate has not been issued within that time. The pump test must meet certain minimum criteria as detailed in OAR 690-217.

Comments: _____

William B. Usrey G.O.P.
Signature of Applicant

William B. Usrey
Chief Operating Officer

NOTE: 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 No. C-11961

Permit No. G11196

(DO NOT WRITE IN THIS SPACE)

Dear Applicant:

I certify that I have examined the foregoing application, together with any accompanying information. I am returning it to you for the following reason(s): _____

In order to retain your priority, you must return this application with the requested corrections or additions on or before _____, 19 ____.

Date: _____, 19 ____

WATER RESOURCES DEPARTMENT

By: _____

RECEIVED at Oregon Water Resources Department on: September 18, 19 89
at 8 o'clock AM/PM.

Application No. G-11961 Permit No. G11196

RECEIVED

SEP 18 1989

WELL DATA SHEET

WATER RESOURCES DEPT.
SALEM, OREGON

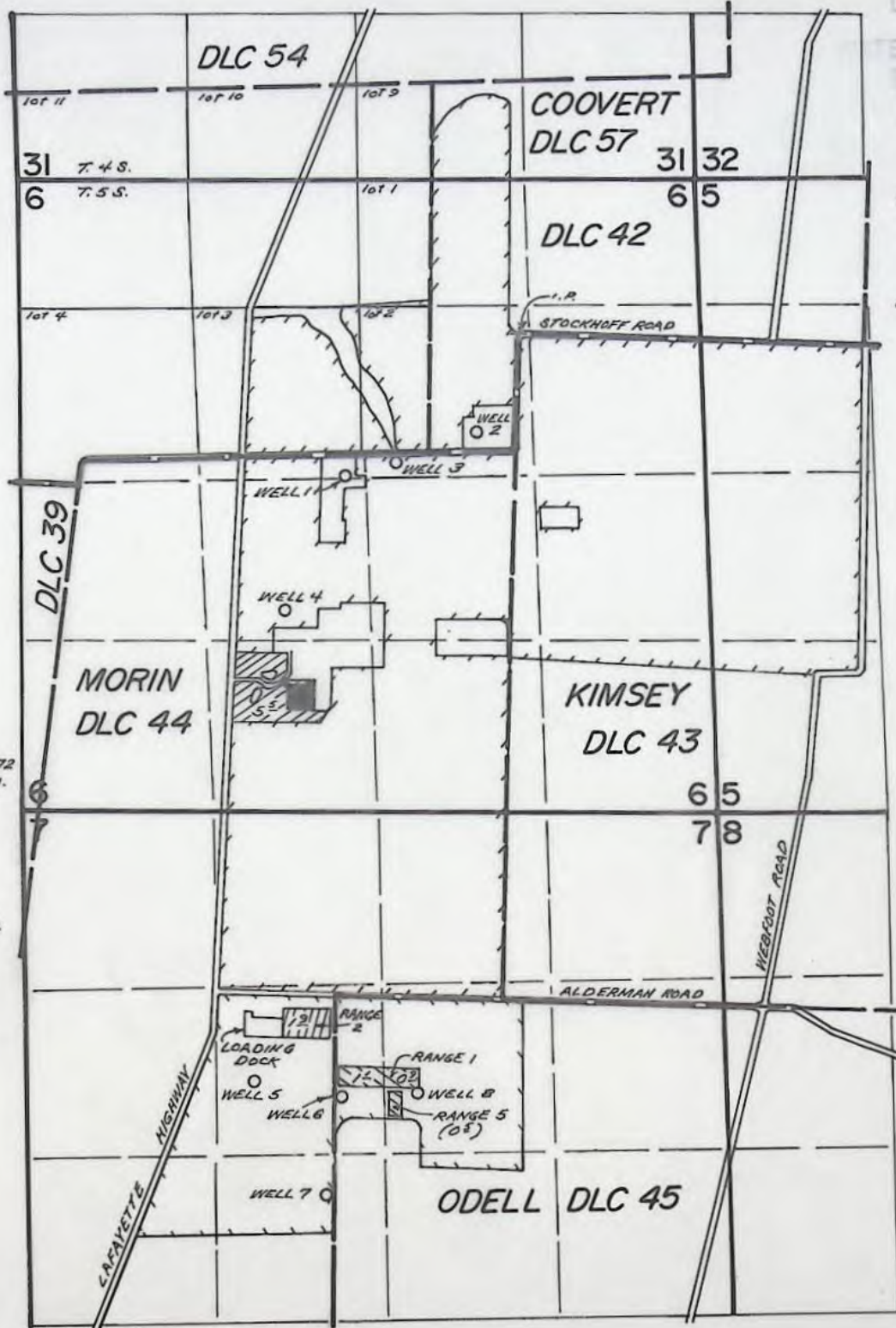
	WELL 2	WELL 4	WELL 5	WELL 6	WELL 7	WELL 8
DIAMETER	6"	5"	6"	6"	6"	10"
DEPTH	141'	47'	177'	120'	138'	121'
TYPE & SIZE OF WELL CASING	6" STEEL	5" STEEL	6" STEEL	6" STEEL	6" STEEL	6" STEEL
FEET OF CASING	141'	47'	69'	120'	138'	121'
STATIC LEVEL	14'	15'	4'	4'	7'	9'
TYPE OF ACCESS PORT OR MEASURING DEVICE	PLUG	PLUG	PLUG	PLUG	PLUG	PLUG
DRILLED BY	UNKNOWN	UNKNOWN	UNKNOWN	*BLUE WATER DRILLING CO.* 17985 WALLACE ROAD S.E. DAYTON, OREGON 97114		

Application No. G 1196 1
Permit No. G11196

MONROVIA NURSERY CO, OREGON
DATA SHEET

Township 4 & 5 South, Range 3 West, W.M.

RECEIVED
DEC 2 1994
TER RESURVEILLON
BUREAU D'ARTE



- WELLS LOCATED:**
- NO. 1
1060' S. & 1390' W.
 - NO. 2
740' S. & 440' W.
 - NO. 3
560' S. & 1390' W.
 - NO. 4
2090' S. & 2000' W.
 - NO. 5
5780' S. & 2240' W.
 - NO. 6
5930' S. & 1570' W.
 - NO. 7
6080' S. & 1700' W.
 - NO. 8
5920' S. & 960' W.
- ALL FROM NW COR.
DLC 43.

- WELL 3
PER. G-11272
- WELL 5
PER. G-11196
- WELLS 6, 7, 8
PER. G-11196
- WELLS 1, 2, 4, 5
PER'S. G-11196, G-11272
MIXING FARM CHEM.
AND FERT. AND HAND
WATERING
- WELLS 2, 4, 5
PER. G-11196
MIXING FARM CHEM.
AND FERT.

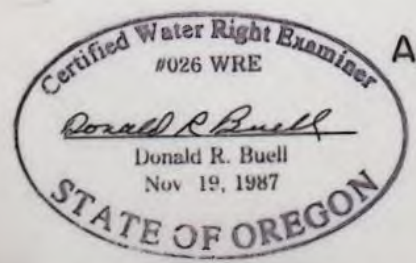
FINAL PROOF SURVEY under

Appl's. G-11961, G-11962, Per's. G-11196, G-11272
in name of

MONROVIA NURSERY CO.

November 18, 1994

THIS MAP WAS PREPARED FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF A WATER RIGHT ONLY AND IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATION OF PROPERTY OWNERSHIP LINES.



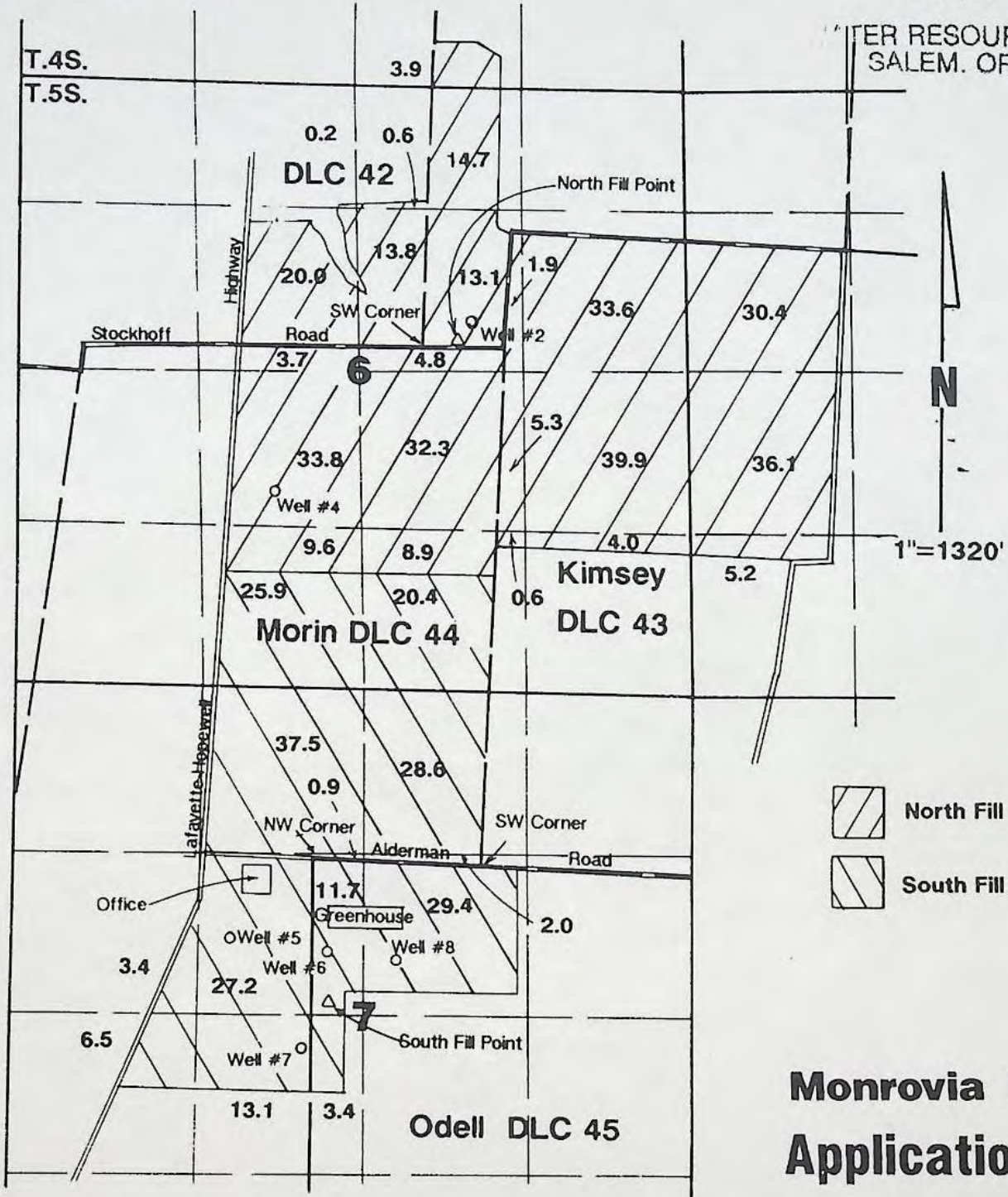
Application # G11961
 Permit # G11196

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

RECEIVED

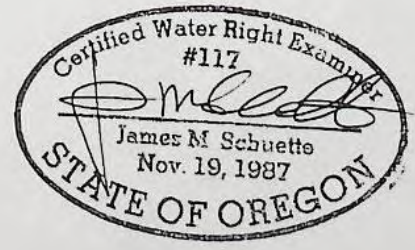
JAN 29 1991

WATER RESOURCES DEP
 SALEM, OREGON



Monrovia Nursery Application Map

- Well #2 located 390'E & 210'N from SW Cor DLC 42
- Well #4 located 1200'W & 1220'S from SW Cor DLC 42
- Well #6 located 1230'W & 730'S from SW Cor DLC 43
- Well #7 located 1430'W & 1470'S from SW Cor DLC 43
- Well #8 located 680'W & 750'S from SW Cor. DLC 43
- Well #5 located 650'W & 660'S from NW Cor DLC 45
- S. Fill Pt. located 150'E & 1270'S from NW Cor DLC 45
- N. Fill Pt. located 280'E & 50'N from SW Cor DLC 42



NOTE: This map is for purpose of identifying location of water right and has no intent to dimension or locate property ownership lines.

STATE OF OREGON
WATER WELL REPORT
(as required by ORS 517.765)

YAMA 555
NOV 1 1984
SEP 28 1984
WATER RESOURCES DEPT

well #7

(1) OWNER: SALEM, OREGON
Name Melvin & Ida Murray
Address Seyton
City Seyton State Ore

(10) LOCATION OF WELL by legal description:
County Wash 1/4 1/4 of Section 7 of
Township 5 S Range 3 E WM.
(Township is North or South) (Range is East or West)
Tax Lot _____ Lot _____ Block _____ Subdivision _____
MAILING ADDRESS OF WELL (or nearest address) _____

(2) TYPE OF WORK (check):
New Well Deepening Reconditioning Abandon
If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL: Rotary Air Driven
Rotary Mud Dug Cable Bored
(4) PROPOSED USE (check): Domestic Industrial Municipal
Irrigation Thermal: Withdrawal ReInjection
Other: Piezometric Grounding Test

(11) WATER LEVEL of COMPLETED WELL:
Depth at which water was first found 50 ft.
Static level 7 ft. below land surface. Date Sept 21-84
Artesian pressure _____ lbs. per square inch. Date _____

(5) CASING INSTALLED: Steel Plastic
Threaded Welded
6" Diam. from 71 ft. to 138 ft. Gauge 2.50
" Diam. from _____ ft. to _____ ft. Gauge _____
LINER INSTALLED: Steel Plastic
Threaded Welded
" Diam. from _____ ft. to _____ ft. Gauge _____

(12) WELL LOG: Diameter of well below casing 6
Depth drilled 138 ft. Depth of completed well 138 ft.
Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
Top Soil	0	1	
Brown Silt	1	12	
Brown Clay	12	31	
Blue Clay	31	52	
Black Sand	52	59	
Blue Clay	59	115	
Brown Clay	115	138	
Well #2			

(6) PERFORATIONS: Size of perforations 7/8 in. by 1/4 in. Perforated? Yes No
50 perforations from 50 ft. to 65 ft.
50 perforations from 118 ft. to 138 ft.
perforations from _____ ft. to _____ ft.

(7) SCREENS: Well screen installed? Yes No
Manufacturer's Name _____ Type _____ Model No. _____
Diam. _____ Slot Size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot Size _____ Set from _____ ft. to _____ ft.

(8) WELL TESTS: Drawdown is amount water level is lowered below static level
Was a pump test made? Yes No If yes, by whom?
Air test 55 gal./min. with drill stem at 130 ft. 6 hrs.
Bailer test _____ gal./min. with _____ ft. drawdown after _____ hrs.
Artesian flow _____ g.p.m.
Temperature of water _____ Depth artesian flow encountered _____ ft.

Date work started 9-17-84 / completed 9-21-84
Date well drilling machine moved off of well 9-21 19 84

(9) CONSTRUCTION: Special standards: Yes No
Well seal—Material used Cement grout
Well sealed from land surface to 20 ft.
Diameter of well bore to bottom of seal 10 in.
Diameter of well bore below seal 10 in.
Amount of sealing material 10 sacks pounds
How was cement grout placed? pumped

(unbonded) Water Well Constructor Certification (if applicable):
This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.
(Signed) Robert J. Hebburn Date 9-23, 19 84

Was pump installed? no Type _____ HP _____ Depth _____ ft.
Was a drive shoe used? Yes No Plugs _____ Size: location _____ ft.
Did any strata contain unusable water? Yes No
Type of Water? _____ depth of strata _____
Method of sealing strata off _____
Was well gravel packed? Yes No Size of gravel: 3/8
Gravel placed from 20 ft. to 133 ft.

(bonded) Water Well Constructor Certification:
Bond 585167 Issued by: OREGON 1440
(number) (Surety Company Name)
On behalf of BLUE WATER DRILLING CO
(type or print name of Water Well Constructor)
This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.
(Signed) Robert J. Hebburn
(Water Well Constructor)
(Dated) 9-23-84

NOTICE TO WATER WELL CONSTRUCTOR
The original and first copy of this report are to be filed with the

WATER RESOURCES DEPARTMENT,
SALEM, OREGON 97310
within 30 days from the date of well completion.

SP46866-690

STATE OF OREGON
WATER WELL REPORT
 (as required by ORS 537.765)

YAMH
 6/10/88

Well # 8

38 10

(1) OWNER: Well Number: 777
 Name William & Mary Ann Bell
 Address 10 West 56th Street, Eugene
 City Eugene State Ore Zip 97114

(2) TYPE OF WORK:
 New Well Deepen Recondition Abandon

(3) DRILL METHOD
 Rotary Air Rotary Mud Cable
 Other

(4) PROPOSED USE:
 Domestic Community Industrial Irrigation
 Thermal Injection Other

(5) BORE HOLE CONSTRUCTION:
 Special Construction approval Yes No Depth of Completed Well 121 ft.
 Explosives used Yes No Type _____ Amount _____

HOLE		SEAL		Amount	
Diameter	From To	Material	From To	sacks or pounds	
10"	0 121	Cement	0 18	15	

How was seal placed: Method A B C D E
 Other

Backfill placed from 18 ft. to 121 ft. Material _____
 Gravel placed from 18 ft. to 121 ft. Size of gravel 3/8" P

(6) CASING/LINER:

Casing/Liner	Diameter	From	To	Gauge	Steel		Plastic		Welded		Threaded	
					Yes	No	Yes	No	Yes	No	Yes	No
Casing: 6"	12	121	250		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Liner:					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of shoe(s) _____

(7) PERFORATIONS/SCREENS:
 Perforations Method TORCH
 Screens Type _____ Material _____

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
46	53	1/4x6	28			<input checked="" type="checkbox"/>	<input type="checkbox"/>
95	100	11	20			<input checked="" type="checkbox"/>	<input type="checkbox"/>
110	116	11	24			<input checked="" type="checkbox"/>	<input type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour
 Pump Bailer Air Flowing Artesian

Yield gal/min	Drawdown	Drill stem at	Time
33		120	1 hr.
33		120	7HR

Temperature of water _____ Depth Artesian Flow Found _____
 Was a water analysis done? Yes By whom _____
 Did any strata contain water not suitable for intended use? Too little
 Salty Muddy Odor Colored Other _____
 Depth of strata: _____

(9) LOCATION OF WELL by legal description:
 County Joseph Latitude _____ Longitude _____
 Township 2 N or S, Range 14 E or W, WM.
 Section 7 1/4 NE 1/4
 Tax Lot _____ Lot _____ Block _____ Subdivision _____
 Street Address of Well (or nearest address) 1366 West Broadway St Eugene Ore

(10) STATIC WATER LEVEL:
9 ft. below land surface. Date 4/8/88
 Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:
 Depth at which water was first found 46

From	To	Estimated Flow Rate	SWL
46	51	15	
95	100	15	
109	117	3	9

(12) WELL LOG: Ground elevation _____

Material	From	To	SWL
Blue Clay	0	3	
GRAY CLAY	3	10	
Blue Clay	10	21	
BROWN CLAY	21	30	
GRAY CLAY	30	46	
GREEN CLAY w/ FINE SAND/GRAVEL	46	51	✓
BLUE CLAY	51	73	
GREEN CLAY	73	95	
BROWN CLAY w/ FINE BLACK SAND	95	100	✓
GREEN CLAY	100	109	
RED/BROWN CLAYSTONE - SOFT	109	117	✓
RED/BROWN CLAY	117	121	

Date started 4/4/88 Completed 4/8/88

(unbonded) Water Well Constructor Certification:
 I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon well construction standards. Materials used and information reported above are true to my best knowledge and belief.
 Signed David L. Payne WWC Number 1438
 Date 4/8/88

(bonded) Water Well Constructor Certification:
 I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. all work performed during this time is in compliance with Oregon well construction standards. This report is true to the best of my knowledge and belief.
 Signed Robert L. Helbert WWC Number 417
 Date 4/8/88

February 22, 1995

MONROVIA NURSERY COMPANY
OREGON OFFICE
13455 SE LA FAYETTE HWY
DAYTON, OR 97114-8416

REFERENCE: FILES G-11961 AND G-11962

On DECEMBER 2, 1994, we received the Claim of Beneficial Use and map submitted for Permits G-11196 AND G-11272 in your name.

If you have any questions, please call the Water Rights Section at 378-3739.

Sincerely,

Dallas S. Miller _{DSM}

DALLAS S. MILLER
Water Rights Specialist

DSM:tcb

cc: DONALD R. BUELL, CWRE



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Monrovia Nursery
12600 SE Alderman Rd.

Dayton, OR 97114
#-11961 jh

5. Signature (Addressee)

6. Signature (Agent)

4a. Article Number

P 56277

4b. Service Type

- | | |
|-----------------------------------------------|---------------------------------------------------------|
| <input type="checkbox"/> Registered | <input type="checkbox"/> Insured |
| <input checked="" type="checkbox"/> Certified | <input type="checkbox"/> COD |
| <input type="checkbox"/> Express Mail | <input type="checkbox"/> Return Receipt for Merchandise |

7. Date of Delivery

9-17-94 (D)

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE

Official Business

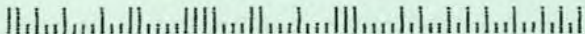


PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



Print your name, address and ZIP Code here

WATER RESOURCES DEPT.
COMMERCE BUILDING
158 12TH STREET NE
SALEM, OR 97310



September 12, 1994

MONROVIA NURSERY
12600 SE ALDERMAN RD
DAYTON OR 97114

REFERENCE: File G-11961

This letter is in regard to your water use Permit G-11196. As we pointed out to you in our letter of January 6, 1994, your claim of beneficial use must be received in this office by December 6, 1994.

Oregon Administrative Rule 690-14-190 states: "The claim of beneficial use shall be submitted to the Department within one year after the use was reported..as being complete...Failure to comply with this section shall cause the Director to initiate permit cancellation proceedings as provided by ORS 537.260."

The "claim" consists of a site report and map of the developed use prepared by a Certified Water Right Examiner.

You are hereby notified that unless your claim is received on or before December 6, 1994, your permit will be cancelled without further notice.

In addition, before the Water Right Certificate is issued, you are required to submit a well pump test. This test must be done according to the instructions in the brochure. Forms and brochures are available upon request.

If you have questions, please contact Tom Shook, Water Resources Department, at 1-800-624-3199 or 1-503-378-3739.

Sincerely,

THOMAS E. SHOOK
Water Rights Division

TES:jh

cc: Watermaster
CWRE

CERTIFIED - RETURN RECEIPT REQUESTED



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130



STATE OF OREGON

INTEROFFICE MEMO

TO: Application File G-11961

DATE: December 21, 1990

FROM: *KL* Ken Lite, Hydrogeologist, Ground Water Section

SUBJECT: Division 9 Review

My review of Application File G-11961 is based on the water well reports and information contained in the application file. I believe the potential for substantial interference with the surface drainages in the area will not occur as a result of issuing this permit. Note, well numbers 4,6,7, and 8 are producing water from sand aquifers, well number 5 is producing from a basalt aquifer, and the water bearing zone for well number 2 is unknown. The permit should reflect appropriation from two different sources of ground water.

rec'd
12/27/90
approved
12/27/90
JLB

Note: no split rec'd
re 2 from wells
well 5 into basalt
however no indication
H₂O developed from
one source.
JLB

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

SEP 13 1989

WATER RESOURCES DEPT.
SALEM, OREGON

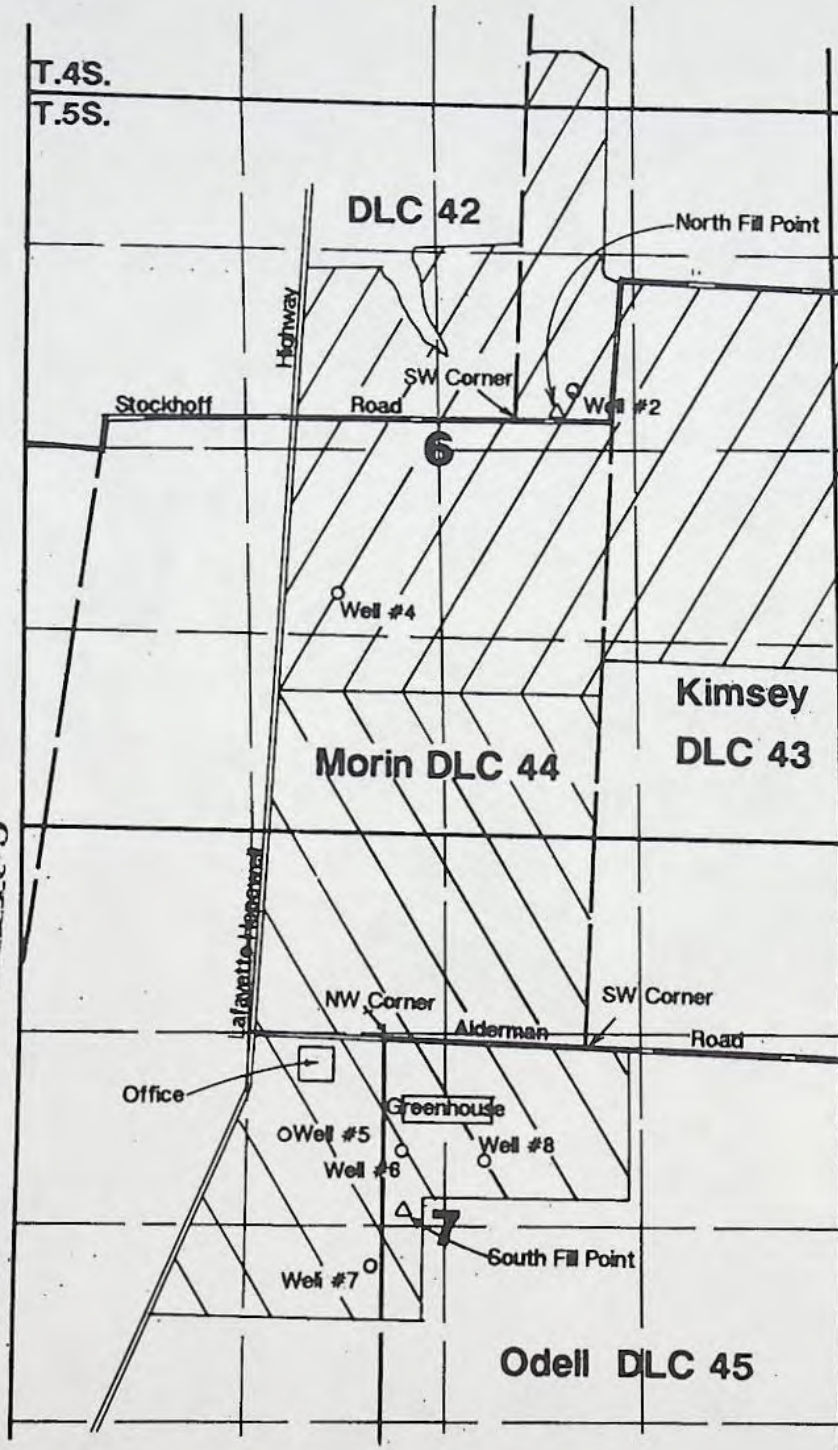
RECEIVED



JAN 29 1991

WATER RESOURCES DEPT.
SALEM, OREGON

1"=1320'

Application No. G-11961
Permit No. G11196

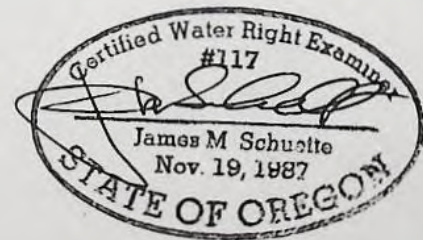


 North Fill Area
 South Fill Area

Monrovia Nursery Application Map

- Well #2 located 390'E & 210'N from SW Cor DLC 42
- Well #4 located 1200'W & 1220'S from SW Cor DLC 42
- Well #6 located 1230'W & 730'S from SW Cor DLC 43
- Well #7 located 1430'W & 1470'S from SW Cor DLC 43
- Well #8 located 680'W & 750'S from SW Cor. DLC 43
- Well #5 located 650'W & 660'S from NW Cor DLC 45

- S. Fill Pt. located 150'E & 1270'S from NW Cor DLC 45
- N. Fill Pt. located 280'E & 50'N from SW Cor DLC 42



NOTE: This map is for purpose of identifying location of water right and has no intent to dimension or locate property ownership lines.

October 19, 1993

MONROVIA NURSERY
12600 SE ALDERMAN RD
DAYTON OR 97114

REFERENCE: File G11961

The date for the complete application of water to a beneficial use for your water use Permit G11196 was October 1, 1993. To date we have not received notice that your project was completed.

If the project was completed, you should promptly submit the notice of complete application of water (Form C, attached). If you were unable to complete the project within the time allowed, you may wish to request an extension of the time limits. Forms will be furnished upon request.

In order to obtain a certificate of water right, you are required by law to hire a certified water right examiner to conduct the final proof survey of the completed use. This must be done within one year after the use is reported as being complete or within one year after the beneficial use date allowed in the permit, whichever occurs first. Accordingly, the map and claim of beneficial use must be received in this office on or before October 1, 1994. A list of certified water right examiners is enclosed for your information.

Upon receipt of the map and claim of beneficial use, the information will be reviewed and a brief field inspection may be conducted by a representative of this office. Following that, a proposed certificate of water right will be mailed to you for review.

If you are no longer interested in the project, please let us know. We will provide forms for you to authorize the cancellation of the permit.

If you have any questions, please contact the Water Rights Section at 378-3739.

KDM

enclosure





Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

January 22, 1991

James Schutte, CWRE
JMS Engineering
1810 Lana Avenue NE #1
Salem, OR 97303

Reference: File G-11961
Monrovia Nursery

Dear Mr. Schutte:

The map in support of Application G-11961 should describe the acreage to receive water by quarter-quarter section.

I am returning the map to you for completion.

If you have any questions, please contact me.

Sincerely,

Stephen C. Brown
Senior Water Rights Specialist
Field Operations Division

cc: Applicant



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

RECEIVED

JAN 29 1991

WATER RESOURCES DEPT.
PHONE 378-3789
SALEM, OREGON

January 22, 1991

James Schutte, CWRE
JMS Engineering
1810 Lana Avenue NE #1
Salem, OR 97303

Reference: File G-11961
Monrovia Nursery

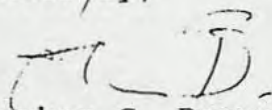
Dear Mr. Schutte:

The map in support of Application G-11961 should describe the acreage to receive water by quarter-quarter section.

I am returning the map to you for completion.

If you have any questions, please contact me.

Sincerely,


Stephen C. Brown
Senior Water Rights Specialist
Field Operations Division

cc: Applicant



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

September 25, 1989

Monrovia Nursery
12600 SE Alderman Road
Dayton, OR 97114

REFERENCE: File G-11961

We received your application on September 18, 1989, describing the proposed use of 0.22 cubic foot per second of water from six wells within Palmer Creek Basin for nursery operations. Supporting data and fees in the amount of \$300 were also received. Our Receipt 58987 is enclosed. The application has been assigned file number G-11961 and will be reviewed in detail as time allows.

Applications which are received in proper form with required maps, supporting data and fees can be considered for approval by issuance of permits following a mandatory 30-day waiting period and after public interest matters are resolved.

Applications which require additional information will be returned for correction and/or completion. In those cases, the process will, of course, be further delayed. If you feel that a delay in the processing of your application will cause a hardship, please advise.

If the application is approved, the permit authorizing the described project will be subject to the Water Resources Commission's Basin Program statements, prior rights, and would require that the well be constructed and maintained in accordance with the General Standards for the Construction of Water Wells in Oregon. If you have any questions regarding these provisions or the Well Standards, please contact this office.

Sincerely,

STEPHEN C. BROWN
Water Rights Specialist
Applications/Permit Section

SCB:tcb
Enclosure
cc: James M. Schuette, CWRE

SPRAYER	TANK CAPACITY	NO. OF UNITS	FILLS PER DAY	TOTAL PER DAY
TRUCK	600 GAL	2	5	6,000
PULL TANK	400 GAL	1	4	1,600
PULL TANK	300 GAL	1	4	1,200
PULL TANK	200 GAL	1	1	200
MIST BLOWER	500 GAL	2	5	5,000
MINI MIST BLOWER	200 GAL	1	4	800

Application No. 6-11961
 Permit No. G11196

MONROVIA NURSERY CO, OREGON
 DATA SHEET

RECEIVED

SEP 18 1989

WATER RESOURCES DEPT.

Well Locations

- Well #2 located 390'E & 210'N from SW cor DLC 42 in SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 6, T5S, R3W.
- Well #4 located 1200'W & 1220'S from SW cor DLC 42 in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 6, T5S, R3W.
- Well #5 located 650'W & 660'S from NW cor DLC 45 in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 7, T5S, R3W.
- Well #6 located 1230'W & 730'S from SW cor DLC 43 in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 7, T5S, R3W.
- Well #7 located 1430'W & 1470'S from SW cor DLC 43 in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 7, T5S, R3W.
- Well #8 located 680'W & 750'S from SW cor DLC 43 in SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, T5S, R3W.

Place of Use

North Fill Area (wells #2 and #4) 0.04 cfs

- T4S R3W Section 31 SW $\frac{1}{4}$ SE $\frac{1}{4}$
- T5S R3W Section 6 NW $\frac{1}{4}$ NE $\frac{1}{4}$
- SW $\frac{1}{4}$ NE $\frac{1}{4}$
- SE $\frac{1}{4}$ NE $\frac{1}{4}$
- NE $\frac{1}{4}$ NW $\frac{1}{4}$
- SE $\frac{1}{4}$ NW $\frac{1}{4}$
- All SE $\frac{1}{4}$
- NE $\frac{1}{4}$ SW $\frac{1}{4}$
- SE $\frac{1}{4}$ SW $\frac{1}{4}$

- Section 5 SW $\frac{1}{4}$ NW $\frac{1}{4}$
- NW $\frac{1}{4}$ SW $\frac{1}{4}$
- SW $\frac{1}{4}$ SW $\frac{1}{4}$

Application No. G-11961
Permit No. G11196

CHEMICAL
APPLICATION
AREA

South Fill Area (wells #5,6,7, & 8) 0.04 cfs

- T5S R3W Section 6 SW $\frac{1}{4}$ SE $\frac{1}{4}$
- SE $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 7 NW $\frac{1}{4}$ NE $\frac{1}{4}$
- SW $\frac{1}{4}$ NE $\frac{1}{4}$
- NE $\frac{1}{4}$ NW $\frac{1}{4}$
- SE $\frac{1}{4}$ NW $\frac{1}{4}$
- SW $\frac{1}{4}$ NW $\frac{1}{4}$
- NE $\frac{1}{4}$ SW $\frac{1}{4}$
- NW $\frac{1}{4}$ SW $\frac{1}{4}$

CHEMICAL
APPLICATION
AREA

Greenhouse (approx 175' x 600'--Wells #6,7 & 8) 0.13 cfs

- T5S R3W Section 7 SE $\frac{1}{4}$ NW $\frac{1}{4}$ (1.21 ac.)
- SW $\frac{1}{4}$ NE $\frac{1}{4}$ (1.21 ac.)

Office-Sanitary and Drinking Facilities (Wells #6,7, &8) 0.01 cfs

- T5S R3W Sections 7 SE $\frac{1}{4}$ NW $\frac{1}{4}$

TOWNSHIP 5 S RANGE 3 W W. M. CARD # 1 SECTION 6

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT, IF OTHER THAN 40 ACRES																		
				5 ²												G 243	G 149	28281 ³
4 ⁵	20 ⁰			0 ¹			19 ⁷							19 ⁷		G-1669	G-1527	34203
11				12 ⁵												41-1373	GR-1331	
10 ⁸	12 ⁰			0 ³			2 ⁸	13 ⁸			7 ⁸	13 ⁵	15 ⁶			G-2345	G-2128	34204
4 ⁵	20 ⁰			0 ¹			19 ⁷						19 ⁷			G-2345 ³	G-2128	34204
								0 ²								G-2626	G-2433	35612
	Res						Res									R-42921	R-4836	39705
15 ²	18 ²			0 ²			21 ²	18 ⁸			7 ⁸	33 ¹	15 ⁴			42922	31859	39706
6 ¹	0 ²										17 ¹		13 ⁵			42922	31859	39706
	3	33 ⁰										39 ²	4 ⁵	10 ³	40	43490	32243	51491
15 ³	30 ⁰			0 ²			21 ²	13 ⁸			24 ²	33 ¹	29 ¹			43490	Supplemental 32243	51491
							21 ²	29 ²								G-6219	G-5873	50250 ²
9 ²	0 ⁰															G-7788	G-7221	CANCELED
	3 ⁰	33 ⁰														55468	43379	

TOWNSHIP 5 S RANGE 3 W W. M. CARD # 2 SECTION 6

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT, IF OTHER THAN 40 ACRES																		
								2 ⁰	22 ⁰			10 ⁰				69000	49953	
								2 ⁰	20 ⁰			10 ⁰				68709		
NW				NW								NW				G-11961		

TOWNSHIP 5S RANGE 3W W.M. Card #1 SECTION 7

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER			
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE						
C1 43 44				C1 44				C1 45				C1 46									
TOTAL ACREAGE IN SUBDIVISION AS SHOWN ON GOVERNMENT PLAT																					
																		57			
																		36			
																		27 417	21587	22533	
																		21° 9°			
																		32215	25418	28152	
																		28° 2°	37°	0°	
																		42922	31459	39706	
																		40 11° 35° 38°		11° 12°	4° 6° 28° 19° 7°
																		43490	32243	51491	
																		28° 2°	37°	0°	
																		43490	32243	51491	
																		Res			
																		R-45141	R-5153	39580	
																		7° 7°		11° 3°	
																		45142	33206	39581	
																		10° 9°			
																		46087	34436	51492	
																		1° 14°			
																		G-559	65435	51884	
																		2° 6°			
																		53040	40028	53421	
																		9°			
																		53040	40028	53421	
																		34 04.22	17°		
																		55391	41536	57520	

(SEE BACK OF CARD FOR PLAT OF SECTION)

TOWNSHIP 5S RANGE 3W W.M. Card #2 SECTION 7

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER					
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE								
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT. IF OTHER THAN 40 ACRES																							
																		8°	4°	21°	57°	19°	7°
																		55468	43379				
																		15°	12°				
																		59791	44954				
																		Res		Res			
																		R-64612	R-8650				
																		Res		Res			
																		64613	47497				
																		63099	47405				
																		63099	47405				
																		0.663	4.155	1.322			
																		63099	47405				
																		GH		GH			
																		NW		NW			
																		G-11961					

SP*35621-690

APPLICATION PROCESSING OUTLINE

Basin: _____

Sub-basin: _____

Fees paid: Examination fee: _____

Recording fees: _____

Total: _____

Application No. G-11961
 Permit No. G11196

RATE AND DUTY _____ for irrigation

1. Check for minimum information (OAR 690-11-020)

yes	no	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Name and mailing address of the applicant.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Source of the water.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Quantity of water to be appropriated.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Location of point of diversion to 1/4 1/4 Section.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Nature and place of use.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Name and mailing address of all legal owners of the properties involved.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Signature of the applicant
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Examination fees.

If minimum information not supplied, excepting legal owner information, then return to applicant with letter explaining deficiencies.

yes	no	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Water Resources Commission classification limits or restrictions -- If yes, note: _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	State Engineer's withdrawals -- If yes, note: _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Legislative withdrawals -- If yes, note: _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	If policy statement is unclear check with Resources Management Division.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Scenic Waterway: _____ ___ on ___ up-stream ___ w/in 1/4 mile ___ Notify Parks and Recreation Department
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Out-of-basin diversion
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Need to route to Geology Section due to: ___ well within one mile of a stream ___ well within restricted surface water area ___ wells with request for greater than 5 cfs ___ well is for heating &/or cooling ___ well constructed by land owner ___ well is artesian ___ artificial ground water recharge project ___ ground water area under study
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Within Irrigation District: ___ Notify ___ Need excerpt from District
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Legal description of property
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Ownership statement
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Other parties to Notify: _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Water Resources Commission review if: ___ Request for greater than 5 cfs ___ Dam height greater than 10 feet ___ Storage of more than 9.2 acre-feet ___ Out-of-basin diversion ___ within or above a scenic waterway ___ conditional uses under basin programs ___ requests for larger rate or duty than allowed ___ ground water recharge project ___ other substantial public interest issues ___ requests for review by an agency or person
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Watermaster comment form sent with copy of application and map.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Watermaster comments received _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Hydrographic section comments requested _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Hydrographic section comments received _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	O.D.F.W. sent copy of application and map(except groundwater) requesting comment _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	O.D.F.W. comments received _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Report from D.E.Q. received _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Publish application information in weekly public notice.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Notify other owners of development
<input checked="" type="checkbox"/>	<input type="checkbox"/>	PROTESTED ___ filed _____ ___ resolved _____

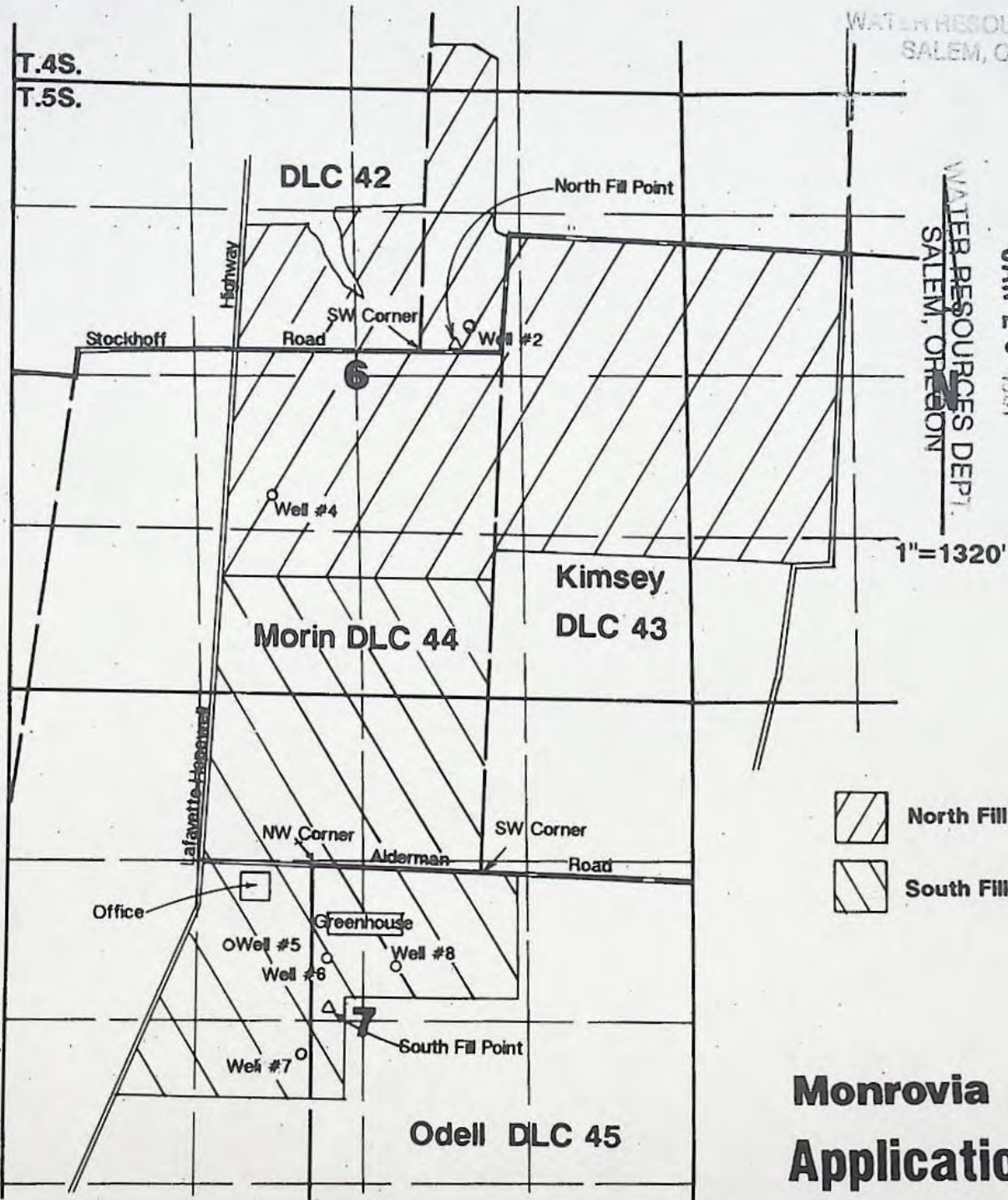
T.5S., R.3W., W.M.

RECEIVED

SEP 18 1989

WATER RESOURCES DEPT.
SALEM, OREGON

T.4S.
T.5S.





WATER RESOURCES DEPT.
SALEM, OREGON

JAN 29 1991

RECEIVED

1"=1320'

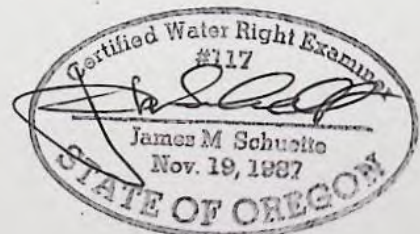
-  North Fill Area
-  South Fill Area

Monrovia Nursery Application Map

Application No. G-11961
Permit No. G11196

- Well #2 located 390'E & 210'N from SW Cor DLC 42
- Well #4 located 1200'W & 1220'S from SW Cor DLC 42
- Well #6 located 1230'W & 730'S from SW Cor DLC 43
- Well #7 located 1430'W & 1470'S from SW Cor DLC 43
- Well #8 located 680'W & 750'S from SW Cor. DLC 43
- Well #5 located 650'W & 660'S from NW Cor DLC 45

- S. Fill Pt. located 150'E & 1270'S from NW Cor DLC 45
- N. Fill Pt. located 280'E & 50'N from SW Cor DLC 42



NOTE: This map is for purpose of identifying location of water right and has no intent to dimension or locate property ownership lines.

Lot 200 - P...

12-1-86

1986 DEC -1 PM 3:41

F209P00R2

BARGAIN AND SALE DEED (CORPORATION)

Rosedale Nursery Co., a California Corporation dba Monrovia Nursery Company - Oregon,

a California corporation, conveys to Monrovia Nursery Company

a California Corporation

all that real property situated

in Yamhill County, State of Oregon, described as:

See Exhibit "A"

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

The true and actual consideration for this transfer is \$ Pursuant to Dissolution Agreement

Signed by authority of the Board of Directors, with the seal of said corporation affixed, this day of September 29, 1986. Rosedale Nursery Co. dba Monrovia Nursery Company Oregon

(Corporate Seal)

By Robert Moore President

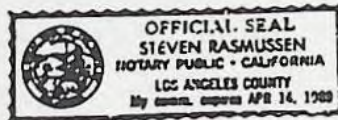
By Nils Bjerg Secretary

California STATE OF OREGON, County of Yamhill ss.

September 29, 1986

Personally appeared ROBERT MOORE and NILS BJERG who, being duly sworn, did say that he is the they are President and Secretary respectively of Rosedale Nursery Co dba Monrovia Nursery Company - Oregon and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors; and he acknowledged said instrument to be its voluntary act and deed.

Official Seal



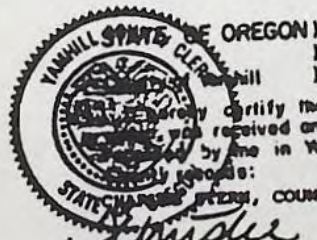
Before me: Alan Rasmussen Notary Public for California My commission expires:

- The dollar amount should include cash plus all encumbrances existing against the property to which the property remains subject or which the purchaser agrees to pay or assume.
If consideration includes other property or value, add the following: "However, the actual consideration consists of or includes other property or value given or promised which is part of the/the whole consideration." (Indicate which)

BARGAIN AND SALE DEED (CORPORATION)

TO
SEND TAX STATEMENT TO
After Recording Return to: Monrovia Nursery Company PO Box Q Azusa, CA 91702-1336

STATE OF OREGON,



9.50 6.00 09642

By Title Deputy

Application No. C-11961 Permit No. C11106

YAMHILL COUNTY TITLE & ESCROW, INC.

12-1-86

1986 DEC -1 PM 3:41

F209P0083

EXHIBIT "A"

PARCEL I

Beginning at the Northwest corner of the Abram Coovert Donation Land Claim No. 57 in Township 4 South, Range 3 West of the Willamette Meridian and Donation Land Claim No. 42 in Township 5 South, Range 3 West of the Willamette Meridian in Yamhill County, Oregon; thence East along the North line of said Claim, 17.16 chains; thence South 1°04' West 2017.90 feet to the North line of the Alvis Kimsey Donation Land Claim No. 43 in Township 5 South, Range 3 West of the Willamette Meridian in Yamhill County, Oregon; thence North 86°04' West along the North line of said Kimsey Claim, 414.23 feet to the Northwest corner of said Kimsey Claim; thence South 3° West along the West line of said Kimsey Claim, 14.42 chains to the Northeast corner of the Labin Morin Donation Land Claim No. 44 in Township 5 South, Range 3 West of the Willamette Meridian in Yamhill County, Oregon; thence West along the North line of said Morin Claim, 10.00 chains to the Southwest corner of the said Coovert Claim; thence North 0°31' East along the West line of said Coovert Claim, 44.50 chains to the place of beginning.

EXCEPT that portion conveyed to Adam Bauer and wife by deed recorded October 1, 1912 in Book 63, Page 535, Deed Records of Yamhill County, Oregon.

PARCEL II

Beginning at an iron pipe at the Southwest corner of the Abram Coovert Donation Land Claim No. 42 in Section 6, Township 5 South, Range 3 West of the Willamette Meridian in Yamhill County, Oregon; thence North 89°40' West along the North line of the Labin Morin Donation Land Claim No. 44 in said Township and Range, 28.954 chains to an iron pipe; thence North 0°25' East 17.694 chains to an iron pipe; thence East 28.987 chains to an iron pipe on the West line of the Abram Coovert Claim; thence South 0°31' West along the West line of said Abram Coovert Claim, 17.863 chains to the place of beginning also being Lot 2 of County Survey No. 2444, recorded in Book "H", Page 10 of County Survey Record of Yamhill County, Oregon.

EXCEPTING THEREFROM that portion conveyed to Albert L. May and wife by deed recorded January 8, 1943 in Book 121, Page 88, Deed Records of Yamhill County, Oregon.

TOGETHER WITH an easement appurtenant to Parcels I & II for irrigation pipe line as set forth in instrument recorded February 7, 1974 in Film Volume 98, Page 1111, Deed and Mortgage Records of Yamhill County.

YCT&E 122038G
653-4

Warranty Deed

Filed for Record this 1 day of Oct A. D. 1912.

William L. Gilson et. ux.
to
Adam Bauer & Amanda Bauer.

at 9 o'clock 20 minutes A. M.
H. Maloney
Recorder of Conveyances.
By _____ Deputy.

File No. (6978)

This Indenture Witnesseth, That Mr. William L. Gilson

and Margaret A. Gilson
his wife, for the consideration of the sum of Three Thousand and no/100 (\$3000.00) Dollars,
to us paid, he did bargain and sold, and by these presents do bargain, sell and convey unto Adam Bauer and Amanda Bauer, his wife,

the following described premises, to-wit:
Beginning at an iron pipe set 555.06 feet East of the N.W. corner of the Adams Court D.L.C. Plat #1625, Ch. #57, 7 & 42 Township 47 S. R. 29 N. Mer. Yamhill County, Ore. as said corner was re established in County Survey #3287. Thence East with North line of said Claim 572.50 feet to an iron pipe set at the N.E. corner of lands described in deed recorded in Vol. #44, Page 206, records of deeds for Yamhill County, Oregon.

Thence S. 1° 04' 9" with East line of said lands 201.79 feet to the South line of said Covert D. L. C. Thence N. 56° 04' 9" (at 414.22 feet intersect the N. W. corner of the Alois Kinsey D. L. C. Plat #1620, Ch. #42) 575.50 feet set at iron pipe for S. W. corner, Thence N. 1° 04' E. parallel with East line 1980.76 feet to place of beginning, containing 25.00 acres

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Adam Bauer and Amanda Bauer, their heirs and assigns, forever.

And the said William I. Gilson and Margaret A. Gilson do hereby covenant to and with the said Adam Bauer and Amanda Bauer, their heirs and assigns, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

In Witness Whereof, they he &c herunto set their hands and seals this 27th day of September A. D. 1912.

DONE IN THE PRESENCE OF

Lillian Nowak
H. S. Maloney

William I. Gilson [SEAL]
Margaret A. Gilson [SEAL]

ACKNOWLEDGMENT

STATE OF OREGON,
County of Yamhill } ss.

On this 27th day of September, A. D. 1912, personally came before me, a Notary Public in and for said County and State, the within named William I. Gilson and Margaret A. Gilson his wife, to me personally known to be the identical persons described in and who executed the within instrument, and acknowledged to me that he &c executed the same freely for the uses and purposes therein stated. And the said William I. Gilson acknowledged to me that he executed the same voluntarily.

WITNESS my hand and notarial seal this 27th day of September

H. S. Maloney



John Herring, Jr. County Clerk
By Eva H. Debolt Deputy

P 121
P 88

Recorded by Edith Schuman Deputy

(17438) C. S. MARSH, ET UX TO ALBERT L. MAY & EDITH M. MAY W. LEVD

THIS INDENTURE WITNESSETH, That C. S. Marsh and Jessie May Marsh, his wife, for the consideration of the sum of TEN and no/100 DOLLARS, and other valuable consideration to them paid, have bargained and sold, and by these presents do bargain, sell and convey unto Albert L. May and Edith M. May, husband and wife, the following described premises, to wit:

Being a part of Lot #2, County Survey #2144 and in the N. W. 1/4 of Section 6 in T.5 S.R.3 W. of the Willamette Meridian, Yamhill County, Oregon, and beginning at an iron pipe at the Southwest corner of said Lot #2, said point being an iron pipe on the North line of and South 89° 40' East 13.029 chains from the Northwest corner of the L. Morin Donation Land Claim; thence North 00° 28' East along the West line of said Lot #2 C.S. 2144, 1167.9 feet to iron pipe at the Northwest corner of said lot; thence East along the North line of said Lot #2 127.3 feet to stake under new Highway bridge; thence South 8° 47' West along center of Secondary State Highway 309.5 feet to angle in Highway; thence South 4° 06' West along center of said State Highway 866.0 feet to South line of Lot 2 on the North line of L. Morin claim and at intersection of center lines of State Highway and County road; thence North 89° 40' West along center of County Road 387.5 feet to beginning, and containing 11.49 acres, more or less.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Albert L. May and Edith M. May, husband and wife, their heirs and assigns forever and the said C. S. Marsh and Jessie May Marsh do hereby covenant to and with the said Albert L. May and Edith M. May, their heirs and assigns, that they are the owners in fee simple of said premises; that they are free from all incumbrances, excepting taxes due and payable after July 1, 1942, and that they will warrant and defend the same from all lawful claims whatsoever, excepting said taxes.

IN WITNESS WHEREOF, We have hereunto set our hands and seals this 7th day of January, A. D. 1943.

Done in the presence of
_____ \$1.65 Revenue stamps cancelled
Jessie May Marsh (Seal)
C. S. Marsh (Seal)

STATE OF OREGON,)
County of Yamhill.) ss. ACKNOWLEDGMENT

On this 7th day of January, A. D. 1943, personally came before me, a NOTARY PUBLIC in and for said County and State, the within-named C. S. Marsh and Jessie May Marsh, his wife, to me personally known to be the identical persons described in and who executed the within instrument, and acknowledged to me that they executed the same freely for the uses and purposes therein named.

WITNESS my hand and Notarial Seal this 7th of January, A.D. 1943.

(Notary Seal) Madeline Payne
Notary Public for Oregon
My Commission Expires September 23, 1945

Filed Jan. 8, 1943 at 12:14 p.m.
John Herring, Jr. County Clerk
By Eva H. Debolt Deputy

Recorded by Edith Schuman Deputy

(17440) DONALD C. SCHULTZ, ET UX TO HARVEY BEYER & MABEL A. BEYER BARGAIN & SALE DEED

KNOW ALL MEN BY THESE PRESENTS, That we, DONALD C. SCHULTZ and VIOLA SCHULTZ, his wife, of _____ County of KING, State of WASHINGTON in consideration of TEN & NO/100 Dollars, to us paid by HARVEY BEYER and MABEL A. BEYER, husband and wife, of _____ County of Yamhill, State of Oregon, have bargained and sold, and by these presents do grant, bargain, sell and convey unto said HARVEY BEYER and MABEL A. BEYER, their heirs and assigns, all the following bounded and described real property, situated in the County of Yamhill and State of Oregon:

All of Lots 5 to 15 both inclusive, and Lots 21, and the West 30 feet of Lot 22, and all of Lots 25 to 30 both inclusive, all in Block "A" in Hobson's Addition to the Town (now City) of Newberg, in Yamhill County.

12-1-86

1986 DEC -1 PII 3 4;

F209P0074

BARGAIN AND SALE DEED (CORPORATION)

Rosedale Nursery Company, California Corporation, doing business as Monrovia Nursery Company of Oregon a California (State of incorporation) corporation, conveys to Monrovia Nursery Company, a California Corporation all that real property situated in Yamhill County, State of Oregon, described as:

See Exhibit "A"

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

The true and actual consideration for this transfer is \$ Pursuant to Dissolution Agreement

Signed by authority of the Board of Directors, with the seal of said corporation affixed, this day of September 29, 1986. Rosedale Nursery Company dba Monrovia Nursery Company of Oregon

By Robert Moore President

By Nils Biere Secretary

California STATE OF OREGON, County of LOS ANGELES ss.

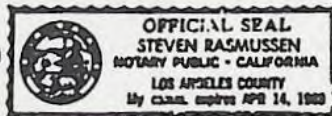
September 29, 1986

Personally appeared ROBERT MOORE and NILS BIERE who, being duly sworn, did say that he is the they are President and Secretary respectively of Rosedale Nursery Company dba Monrovia Nursery Company of Oregon and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors; and he acknowledged said instrument to be its voluntary act and deed.

YAMHILL COUNTY TITLE & ESCROW INC.

Application No. G-11961 Permit No. G11196

Official Seal



Before me: Steve Rasmussen Notary Public for California My commission expires: 4-14-89

- The dollar amount should include cash plus all encumbrances existing against the property to which the property remains subject or which the purchaser agrees to pay or assume.
If consideration includes other property or value, add the following: "However, the actual consideration consists of or includes other property or value given or promised which is part of the/the whole consideration." (Indicate which)

BARGAIN AND SALE DEED (CORPORATION)

STATE OF OREGON,

TO SEND TAX STATEMENTS TO After Recording Return to: Monrovia Nursery Company PO Box Q Azusa, CA 91702-1336



ss. 09638 9.0600

By Deputy

12-1-86

1986 DEC -1 PH 3 41

F209P0075

EXHIBIT "A"

Part of the Donation Land Claim of Alvis Kimsy, Notification No. 1630, Claim No. 43 and part of the Donation Land Claim of John O'Call, Notification No. 1631, Claim No. 45, said part being situated in Sections 5, and 6 in Township 5 South, Range 3 West of the Willamette Meridian in Yamhill County, Oregon, and being more particularly described as follows:

BEGINNING at a stone at the Northwest corner of said Kimsy Donation Land Claim; thence South $02^{\circ} 38'$ West along the Westerly line of Lots 1, 2, and 3 of County Survey 2703, a distance of 38.40 chains, more or less, to the Southwest corner of the North half of said Donation Land Claim, said point being the Southwest corner of said Lot 3 of County Survey 2780; and further being the Northwest corner of that certain tract of Land conveyed to W.L. Jackson and wife by deed recorded March 29, 1934 in Book 108, Page 610, Deed Records; thence South $87^{\circ} 16'$ East, along the division line of said Lot 3 and the Jackson tract, 2396.4 feet to a point in the center of the County Road, said point being 20 feet North $87^{\circ} 16'$ West of the Northwest corner of Lot 4 of said County Survey 2780; thence continuing South $87^{\circ} 16'$ East along the South line of said Lot 3 to the Southeast corner thereof on the division line of Kimsy Claim; thence North $02^{\circ} 13'$ East along the division line of the Kimsy Claim, said line being the centerline of a County Road, and said line further being the Easterly boundary line of Lots 3, 2, and 1 of said County Survey 2780, a distance of 2563.4 feet to an iron pipe set at the Northeast corner of said Lot 1; thence North 87° West along the North line of said Kimsy Donation Land Claim and said Lot 1, 2695.0 feet to the place of beginning.

YCT&E 1:20388
553-12

B 108-
R 610

E. C. PEERY TO W. L. AND M. E. JACKSON

W. 1934

IN WITNESS WHEREOF, That E. C. Peery and Pearl Peery his wife, for the sum of Ten Dollars to them paid, have bargained and sold, and by these presents bargain, sell and convey unto W. L. Jackson and M. E. Jackson as ^{Deed of Entirety} husband and wife, divided two sevenths interest of, in and to the following described premises,

part of the original Donation Land Claim of Alvis Kinsey and wife, Claim No. 10, made in 1850, in township 5 south of range 3 west of the Tillamette Meridian, and more particularly bounded and described as follows, to-wit:

beginning at the southwest corner of said Donation Land Claim, thence south eighty-seven degrees (87°) east forty and sixty-five hundredths (40 65/100) chains, to the northeast corner of the west half of said Donation land Claim, thence north three degrees (3°) east twenty-nine and sixth-five hundredths (29 65/100) chains to a stake on a road; thence north eighty-seven degrees (87°) west four and fifty hundredths (4 50/100) chains, to a rock; thence north three degrees (3°) east eleven and twenty-five hundredths (11 25/100) chains, to a rock in the county road; thence north eighty-seven degrees (87°) west thirty-six and eleven hundredths (36 11/100) chains, to a stake and mound for the northwest corner of the south half and the southwest corner of the north half of the west half of said Donation Land Claim, and on the east line of A. Davis' land; thence south three degrees (3°) west forty and ninety hundredths (40 90/100) chains, to the place of beginning, containing one hundred and sixty-one acres of land, more or less, in Yamhill County, State of Oregon.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said W. L. Jackson and M. E. Jackson, husband and wife, their heirs and assigns forever. And we the said grantors do hereby covenant to and with the said W. L. Jackson and M. E. Jackson their heirs and assigns, that we are the owner in fee simple of said premises, that they are free from all incumbrances, and that we will warrant and defend the same from all lawful claims whatsoever,

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 27th day of March 1934.

Done in the presence of
Harold F. Hall
A. L. Hutchin

E. C. Peery (Seal)
Pearl Peery (Seal)

STATE OF OREGON,)
County of Multnomah) ss.

On this 27th day of March A. D. 1934, before me, a Notary Public in and for said County, and State personally appeared the within named E. C. Peery and Pearl Peery to be known to be the identical persons described in and who executed the foregoing instrument and acknowledged to me that they executed the same freely and voluntarily, and for the uses and purposes therein named.

WITNESS my hand and Notarial Seal the day and year last above written.

(Notary Seal)

Harold F. Hall
Notary Public for Oregon
My Commission Expires Oct. 1, 1935

Filed March 29 1934 at 1:15 p. m.
W. F. Perkins, County Clerk
A. L. Hutchins, Deputy.
Deputy.

12-1-86

CS DEC -1 PH 3 41

F.209P0077

EXHIBIT "A"

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°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°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°30'30" West 208.71 feet; thence West 208.71 feet; thence North 03°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°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°30'30" West 208.71 feet; thence West 208.71 feet; thence North 03°30'30" East 208.71 feet to the point of beginning.

YCT&E 122038C
653-3-3

12-1-86

1986 DEC -1 PM 3:41

F2GSP0072

7

BARGAIN AND SALE DEED (CORPORATION)

Rosedale Nursery Co., a California Corporation doing business as
 Monrovia Nursery Company - Oregon
 a California corporation, conveys to Monrovia Nursery Company, a California
 Corporation all that real property situated
 in Yamhill County, State of Oregon, described as:

See Exhibit "A"

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

The true and actual consideration for this transfer is \$ Pursuant to Dissolution Agreement

Signed by authority of the Board of Directors, with the seal of said corporation affixed, this day of September 29, 19 86.
 Rosedale Nursery Co., dba Monrovia Nursery Company - Oregon
 (Corporate Seal) By Robert Moore President
 By Nils Bjerg Secretary

STATE OF California, County of Los Angeles

September 29, 19 86

Personally appeared ROBERT MOORE and NILS BJERG who, being duly sworn, did say that they are President and Secretary of Rosedale Nursery Co., dba Monrovia Nursery Company - Oregon and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors; and he acknowledged said instrument to be its voluntary act and deed.

Official Seal



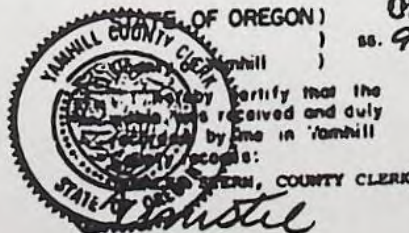
Before me: Steven Rasmussen
 Notary Public for ~~Oregon~~ California
 My commission expires: 4-14-89

- * The dollar amount should include cash plus all encumbrances existing against the property to which the property remains subject or which the purchaser agrees to pay or assume.
- ** If consideration includes other property or value, add the following: "However, the actual consideration consists of or includes other property or value given or promised which is part of the/this whole consideration." (Indicate which)

BARGAIN AND SALE DEED (CORPORATION)

TO _____
 SEND TAX STATEMENTS TO _____
 After Recording Return to:
 Monrovia Nursery Company
 PO Box Q
 Azusa, CA 91702-1336

STATE OF OREGON,



By _____ Deputy

Application No. G-11861
 Permit No. G11196

YAMHILL COUNTY TITLE & ESDROW, INC.

12-1-86

1986 DEC -1 PM 3:41

F209P0073

EXHIBIT "A"

BEGINNING at the Northeast corner of the Labin S. Morin Donation Land Claim No. 44 in Township 5 South, Range 3 West of the Willamette Meridian in Yamhill County, Oregon; thence South 3° West along the East line of said Donation Land Claim 33.80 chains; thence West 23.68 chains to the East line of tract conveyed to S. L. BAKER and wife by deed recorded March 15, 1947 in Book 1A1, Page 487, Deed Records; thence North 3° East along the East line of said Baker tract, 33.80 chains to the North line of said Donation Land Claim; thence East along the North line of said Donation Land Claim 23.68 chains to the place of beginning.

TOGETHER WITH the appurtenant easement for irrigation pipe line as set forth in instrument recorded February 7, 1974 in Film Volume 98, Page 1111, Deed and Mortgage Records of Yamhill County.

YCT&E 122838A
653-6

Lot 200 - Evergreen

12-1-86

1986 DEC -1 PM 3:41

F209P0078

BARGAIN AND SALE DEED (CORPORATION)

Rosedale Nursery Co., a California corporation, dba as Monrovia Nursery Company - Oregon
a California corporation, conveys to Monrovia Nursery Company, a California Corporation
all that real property situated in Yamhill County, State of Oregon, described as:

See Exhibit "A"

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

The true and actual consideration for this transfer is \$ Pursuant to Dissolution Agreement

Signed by authority of the Board of Directors, with the seal of said corporation affixed, this day of September 29, 1986, Rosedale Nursery Co., dba Monrovia Nursery Company - Oregon

By Robert Moore President

By Nils Berg Secretary

STATE OF California, County of Los Angeles

September 29, 1986

Personally appeared ROBERT MOORE and NILS BERG who, being duly sworn, did say that he is the they are President and Secretary respectively of Rosedale Nursery Co., dba Monrovia Nursery Company, Oregon and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors; and he acknowledged said instrument to be its voluntary act and deed.



Official Seal

Before me: Allen Rasmussen Notary Public for California My commission expires: 4-14-86

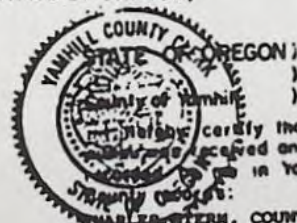
- The dollar amount should include cash plus all encumbrances existing against the property to which the property remains subject or which the purchaser agrees to pay or assume.
If consideration includes other property or value, add the following: "However, the actual consideration consists of or includes other property or value given or promised which is part of the/the whole consideration." (Indicate which)

BARGAIN AND SALE DEED (CORPORATION)

TO SEND TAX STATEMENTS TO

After Recording Return to: Monrovia Nursery Co. P. O. Box Q Azusa, CA 91702-1336

STATE OF OREGON,



09640 9.50 6.00

certify that the above received and duly recorded in Yamhill

Shustel Title

By Deputy

Application No. C-11961 Permit No. G11196

YAMHILL COUNTY TITLE & ESCROW, INC.

12-1-86

1986 DEC -1 PM 3:41
EXHIBIT "A"

F209P0079

Being a part of the Labin S. Morin and wife Donation Land Claim No. 44, in Township 5 South, Range 3 West of the Willamette Meridian in Yamhill County, Oregon, said part being more particularly described as follows:

BEGINNING at the Southeast corner of that certain tract of land conveyed to Robert L. Stockhoff by deed recorded in Film Volume 4, Page 577, Deed and Mortgage Records, said beginning point being on the East line of said Donation Land Claim at a point 33.80 chains South 3° West of the Northeast corner of said Claim; thence South 3° West along the East line of said Claim, 31.14 chains to the most Easterly Southeast corner of said Claim; thence North 87° West 20.20 chains to the interior angle corner of said Claim; thence South 3.40 chains; thence West 13.94 chains to the center of the County Road; thence North 3° East along the center of said road, 9.65 chains; thence West 22.10 chains to the West boundary line of said Donation Land Claim; thence North 6° 45' East along the West boundary of said Claim, 22.97 chains to a point 34.20 chains South 6° 45' West from the Northwest corner of said Donation Land Claim, said point being the Southwest corner of that certain tract conveyed to Martin Elsenraat and Bessie E. Elsenraat by deed recorded in Film Volume 14, Page 747, Deed and Mortgage Records; thence East along the South line of said Elsenraat tract and the South line of the said Robert L. Stockhoff tract, 54.22 chains to the place of beginning.

EXCEPTING THEREFROM that portion of the above described tract lying West of State Secondary Highway 154, which portion was conveyed to Haven Unruh and Dewey Unruh by deed recorded in Film Volume 32 Page 72, Yamhill County, Deed and Mortgage Records.

FURTHER EXCEPTING THEREFROM: Being a part of the Labin S. Morin and wife Donation Land Claim No. 44 in Township 5 South, Range 3 West of the Willamette Meridian in Yamhill County, Oregon, said part being more particularly described as follows:

BEGINNING at the Southeast corner of that certain tract of land conveyed to Robert L. Stockhoff by deed recorded in Film Volume 4, Page 577, Deed and Mortgage Records, said beginning point being on the East line of said Donation Land Claim at a point 33.80 chains South 3° West of the Northeast corner of said Claim; thence South 3° West along the East line of said Claim 31.14 chains to the most Easterly Southeast corner of said Claim; thence North 87° West 20.20 chains to the interior angle corner of said Claim and the true point of beginning; thence South 3.40 chains; thence West 13.94 chains to the center of the County Road; thence North 3° East along the center of said road, to a point that is North 87° West from the true point of beginning; thence South 87° East to the True Point of Beginning.

TOGETHER WITH the appurtenant easement for irrigation pipe line as set forth in instrument recorded February 7, 1974 in Film Volume 98, Page 1111, Deed and Mortgage Records of Yamhill County.

Lot 1400

Vol 4 577

KNOW ALL MEN BY THESE PRESENTS, That WILLIAM A. STOCKHOFF and
EMMA STOCKHOFF, husband and wife
 in consideration of DEED AND NO. 100728
 to them paid by ROBERT L. STOCKHOFF
 do hereby grant, bargain, sell and convey unto the said grantees, his heirs and assigns, all the following real property, with the tenements, improvements and appurtenances, situated in the County of Yashill and State of Oregon, bounded and described as follows, to-wit:

Situated in Township 5, South of Range 3 East of the Willamette Meridian in Yashill County, State of Oregon, and being a part of Section 6, and more particularly described as follows:-

Beginning at the Northeast corner of L. Morin's Donation Land Claim, Lot. 16th, thence South 3 Degrees West 33.80 chains; thence West 23.68 chains; thence North 3 degrees East 33.80 chains; thence East 23.68 chains to place of beginning, and containing 80 acres, more or less.

In duplicate

To Have and to Hold the above described and granted premises unto the said grantees, his heirs and assigns forever.
 And the grantees do covenant that they, will and their heirs, executors and administrators, shall warrant and defend the above granted premises, and every part and parcel thereof, against the lawful claims and demands of all persons claiming by, through, or under the grantees.

Witness my hand and seal this 10 day of April 1952
William A. Stockhoff
Emma Stockhoff

STATE OF OREGON,

County of Yashill
 before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named William A. Stockhoff and Emma Stockhoff



whom I know to me to be the identical individual(s) described in and who executed the within instrument, and acknowledged to me that they executed the same freely and voluntarily.
 IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

[Signature]
 Notary Public for Oregon
 My Commission expires Sept. 25, 1952

Special
WARRANTY DEED

William A. Stockhoff, et ux
 to
Robert L. Stockhoff

Roy A McCaughey

57055

every use and
 great interest
 land, or other
 thing
 150

STATE OF OREGON,

County of Yashill
 I certify that the within instrument was recorded for record on the 10 day of April 1952, at 9:15 p.m., public office, and recorded in book 100728 on page 100.
 Record of Deeds of said County.
 Witness my hand and seal of County aforesaid.

Jack Becken
Alice Merrill

Form supplied to a servicer of
SALEM TITLE COMPANY

7
Vol 14 747

KNOW ALL MEN BY THESE PRESENTS, That

S. L. BAKER and LUCILLE BAKER, husband and wife,

in consideration of TEN and NO:100 Dollars,
to them ^{paid by the Grantees herein, do hereby grant, bargain, sell and convey unto}
MARTIN EISENRAAT and BESSIE E. EISENRAAT ^{husband and wife, Grantees, as tenants by the entirety the following described real property, situate in the County of Yamhill and State of Oregon, to-wit:}

Beginning at the Northwest corner of the Labin S. Morin Donation Land Claim #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°45' East 34.20 chains to the place of beginning.



To Have and to Hold the granted premises unto the said Grantees, as tenants by the entirety, their Heirs and Assigns forever

The Grantor do covenant that they are lawfully seized in fee simple of the above granted premises free from all incumbrances save and except rights of the public in and to that portion of said premises lying in roads or highways, and save and except mortgage to The Prudential Insurance Company of America, which grantees herein assume and agree to pay.

and that they will and their heirs, executors and administrators shall warrant and forever defend the granted premises unto the lawful claims and demands of all persons except as above stated
Witness their hand and seal this 10th day of January 1961

S. L. Baker (SEAL)
Lucille Baker (SEAL)
(SEAL)
(SEAL)

62841

STATE OF OREGON

County of MARION

On this 17th day of January 1961,
S. L. BAKER and LUCILLE BAKER,
husband and wife,

and acknowledged the foregoing instrument to be their voluntary act and deed

J. C. Stewart
Notary Public for Oregon
March 6, 1961

STATE OF OREGON

County of Yamhill

I certify that the within instrument was returned for record on
at 3:00 p.m. on 1/17/61
in Book _____ Page _____ and was recorded
Deeds of said county Record of _____

Ed. Leslie
Recorder of Counties
By *Helma*
Clerk

WARRANTY DEED

Vol. 14 148

THIS MORTGAGE, Made this 12th day of January, 1961, by MARTIN ELSENRAAT and BESSIE E. ELSENRAAT, husband and wife, to SEATTLE BOILER WORKS, INC., a Washington corporation,

WITNESSETH, That said mortgagor, in consideration of THIRTEEN THOUSAND SIX HUNDRED AND NO/100 Dollars, to him paid by said mortgagee, does hereby grant, bargain, sell and convey unto said mortgagee, his heirs, executors, administrators and assigns, that certain real property situated in Yamhill County, State of Oregon, bounded and described as follows, to-wit:

Beginning at the Northwest corner of the Labin S. Morin Donation Land Claim No. 44, Notification No. 1844, 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° 45' East 34.20 chains to the place of beginning.

Together with all and singular the tenements, hereditaments and appurtenances therunto in anywise appertaining, and which may hereafter thereto belong or appertain, and the rents, issues and profits therefrom, and any and all fixtures upon said premises at the time of the execution of this mortgage or at any time during the term of this mortgage

TO HAVE AND TO HOLD the said premises with the appurtenances unto the said mortgagee, his heirs, executors, administrators and assigns forever.

This mortgage is intended to secure the payment of One promissory note, of which the following is a substantial copy:

\$13,000.00 Per value received I, MARTIN ELSENRAAT, do hereby promise to pay to SEATTLE BOILER WORKS, INC. or order, of Seattle, Washington THIRTEEN THOUSAND SIX HUNDRED AND NO/100 Dollars, in lawful money of the United States of America, with interest thereon, in like lawful money at the rate of 5 1/2 per cent per annum from January 25, 1961 until paid, payable in annual installments, at the dates and in amounts as follows: \$1,200.00, or more on or before January 1, 1962; and \$1,200.00, or more, on or before the 1st day of January, each year thereafter.

Including the full amount of interest due on this note at time of payment of each installment, until the whole sum, principal and interest, has been paid, if any of said installments are not so paid, the whole sum of both principal and interest to become immediately due and collectible at the option of the holder of this note. And in case suit or action is instituted to collect this note or any portion thereof, I promise to pay such additional sum as the Court may adjudge reasonable as attorney's fees in such suit or action.

At the City of Salem, Oregon, this 12th day of January, 1961. MARTIN ELSENRAAT, HESSIE E. ELSENRAAT

And said mortgagee covenants to and with the mortgagee his heirs, executors, administrators and assigns, that he is lawfully seized in fee simple of said premises and has a valid unencumbered title thereto save and except mortgage thereon to The Prudential Insurance Company of America,

and will warrant and forever defend the same against all persons that he will pay said note(s) principal and interest according to the terms thereof that while any part of said note(s) remains unpaid he will pay all taxes, assessments and other charges of every nature which may be levied or assessed against said property, or the mortgage or the note(s) above described when due and payable and before the same may become delinquent that he will pay and satisfy any and all liens or encumbrances that are or may hereafter come on the premises or any part thereof superior to the lien of this mortgage that he will keep the buildings on or which may be hereafter erected on the premises insured in favor of the mortgagee against loss or damage by fire to the sum of \$ 5,000.00 in such company or companies as the mortgagee may designate, and will have all policies of such insurance on said property made payable to the mortgagee in his interest and will deliver all policies of insurance on said premises to the mortgagee to such as insured that he will keep the buildings and improvements on said premises in good repair and will not commit or suffer to be committed any waste of said premises.

Now therefore if said mortgagee shall here and perform the covenants hereinafter contained and shall pay and satisfy according to its terms the conditions shall be void but otherwise shall remain in full force as a mortgage to secure the performance of all of said covenants and the payment of said money, it being agreed that a failure to perform any covenanted herein, or if proceeding of any kind to foreclose any loan on said premises at any part thereof, the mortgagee shall have the option to declare the whole amount unpaid on said mortgage in the mortgage or under due and provision and the mortgagee may be held thereat at any time thereafter. And if the mortgagee shall fail to pay any taxes or charges or any such assessments or interest payments as above provided for the mortgage out of the proceeds of an and any proceeds to which shall be added to and become a part of the debt secured by this mortgage and shall have received at the time of said money) without notice however of any right arising to the mortgagee for breach of covenant. And this mortgage may be foreclosed for payment interest and all costs paid by the mortgagee at any time while the mortgagee agrees to repay any sums so paid by the mortgagee in the event of any suit or action being instituted to foreclose this mortgage. The mortgagee agrees to pay all costs and disbursements incurred by him and such fees as the court may adjudge reasonable as provided a creditor's fees in such case as aforesaid together with the reasonable costs incurred by the mortgagee for title reports and title search all sums to be secured by the lien of this mortgage and included in the decree of foreclosure.

Each and all of the covenants and agreements hereinafter contained shall apply to and bind the heirs, executors, administrators and assigns of said mortgagee and of said mortgagee respectively.

In case suit or action is commenced to foreclose this mortgage, the Court, over upon motion of the mortgagee, appoint a receiver to collect the rents and profits arising out of said premises during the pendency of such foreclosure, and have the same to be paid to the amount due under this mortgage, less deducting all proper charges and expenses attending the execution of said trust.

In executing this mortgage it is understood that the mortgage or mortgages may be more than one parcel, that if the court requires the original premises shall be taken to town and include the parts the mortgagee the business and the owner and that generally all governmental changes shall be made, amended and required to make the provisions herein apply equally to corporations and to individuals.

IN WITNESS WHEREOF said mortgagee has hereunto set his hand and seal the day and year first above written.

Executed in the presence of
Martin Eisenstadt (Seal)
Lester J. ... (Seal)
(Seal)
(Seal)

62849

MORTGAGE
MADE BY 1941
MARTIN EISENSTADT and
BESSIE F. EISENSTADT,
husband and wife,
to
SEATTLE WHEELER WORKS,
INC., a Washington corporation
www
STATE OF OREGON,
County of Multnomah
I certify that the within instru-
ment was received for record on the
19th day of July
1941 at 3:45 o'clock P.M.
and recorded in book on
page Record of Mortgages
of said County
Witness my hand and seal of
County of Multnomah
By County Clerk Recorder
1941
Deputy

STATE OF OREGON,
County of Multnomah
BE IT REMEMBERED That on this 17th day of July 1941
before me the undersigned a Notary Public in and for said County and State personally appeared the within
named MARTIN EISENSTADT and BESSIE F. EISENSTADT, husband and wife,
known to me to be the several individuals described in and who executed the within instrument and
acknowledged to me that they executed the same freely and voluntarily
IN TESTIMONY WHEREOF I have hereunto set my hand and official
seal the day and year first above written.
Notary Public for Oregon
MAY 1941

Lot 600

12-1-86

1986 DEC -1 PM 3:41

F209P0084

VENDEE-BUYER'S ASSIGNMENT OF CONTRACT

The undersigned, Rosedale Nursery Company, a California Corporation
 does hereby grant, bargain, sell, assign and set over to Monrovia Nursery Company, a California Corporation, all of the vendee's right, title and interest
 in a-1 to that certain contract for the sale of real estate dated the 5th day of
March, 1980, between Raymond W. Hinds
 _____, as seller, and Specialtrees Nursery, a co-partnership
 as buyer, which contract was recorded on the 5th day of March
 1980, in ~~XXXX~~ FV 148, Page 1506, Deed & Mortgage records of
Yamhill County, Oregon, together with all of the right, title and interest of the undersigned in
 and to the real estate described therein. The undersigned hereby covenants with and warrants to the assignee
 above named that the undersigned is the owner of the vendee's interest in the real estate described in said contract
 of sale and the unpaid balance of the purchase price is not more than \$ 100,110.00, with interest thereon
 to SEPTEMBER 30, 1986, 1986.

The true and actual consideration for this transfer is \$ -0-

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

Until a change is requested, all tax statements shall be sent to the following address:
Monrovia Nursery Company, PO Box Q, Azusa, CA 91702-1336

Dated this 29th day of September, 1986



Rosedale Nursery Company
Robert Ayres
Nils Bjerg - Secretary

CORPORATE ACKNOWLEDGMENT
 STATE OF California, County of LOS ANGELES, I, September 27, 1986

Personally appeared ROBERT AYRES and NILS BJERG who being duly sworn, did say that they are PRESIDENT and SECRETARY of Rosedale Nursery Co.

a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors and he acknowledged said instrument to be its voluntary act and deed.

Before me:
Alan Robinson
 Notary Public for California
 My commission expires: 4-14-89



County of _____, 19____
 Personally appeared the above named _____
 and acknowledged the foregoing instrument to be _____ voluntary act and deed.
 Before me:
 (SEAL) _____
 Notary Public for Oregon
 My commission expires:

** If consideration includes other property or value, add the following: "However, the actual consideration consists of or includes other property or value given or promised which is part of the whole consideration." (Indicate which)

VENDEE-BUYER'S ASSIGNMENT OF CONTRACT

TO _____

After Recording Return to:

STATE OF OREGON,

YAMHILL COUNTY (STATE OF OREGON)
 _____ ss. 09643
S.D.
 I hereby certify that the _____
 _____ received and duly
 _____ by me in Yamhill

 _____, COUNTY CLERK
Christie

By _____ Deputy

Application No. G-11961
 Permit No. G11196

YAMHILL COUNTY TITLE & ESCROW, INC.

Notwithstanding anything herein to the contrary notwithstanding, the full purchase price shall be paid in full within ten (10) years of the date hereof. In addition to the annual installments to be paid on principal as herein above set forth, Buyer agrees to pay Seller interest on the unpaid principal balance at the rate of ten percent (10%) per annum, in monthly installments on the first day of each month hereafter commencing with the month of April 1980 and continuing until the full purchase price has been paid. Interest is to commence on the date of closing this transaction.

Buyer warrants to and covenants with the Seller that the said property described in this Contract is primarily for agricultural purposes.

Taxes on said premises for the current year shall be prorated between the parties hereto as of the date of closing.

Buyer shall be entitled to possession of said lands on the date of closing and may retain such possession so long as he is in compliance under the terms of this Contract. Buyer agrees that at all times he will keep the premises and the buildings, now or hereafter erected thereon, in good condition and repair and will not suffer or permit any waste or strip thereof; that he will keep the premises free from construction and all other liens and save the Seller harmless therefrom and reimburse Seller for all costs and attorney's fees incurred by him in defending against any such liens; that he will pay all taxes hereafter levied against said property as well as all water rates, public charges and municipal liens which hereafter lawfully may be imposed upon said premises, all promptly before the date or dates thereof become past due; that at Buyer's expense, he will keep and keep insured all buildings now or hereafter erected on the premises against loss or damage by fire (with extended coverage) for an amount not less than the cost of reconstruction of said buildings by a company or companies satisfactory to Seller, with Seller as the beneficiary and then to the Buyer as their respective interests may change; that all policies of insurance are to be delivered to Seller and are to be insured. If Buyer shall fail to pay any such taxes, rates, charges, taxes or charges or to procure and pay for such insurance, he shall do so; and any payments so made shall be added to the principal of the debt secured by this Contract and shall bear interest at the rate aforesaid, without waiver, however, of any right or remedy available for Buyer's breach of Contract.

Seller agrees that at his expense and within sixty (60) days of the date hereof he will furnish to Buyer title insurance for an amount equal to the purchase price) marketable title to the premises in the Seller or subsequent to the date of closing, save and except the usual printed exceptions and the building and other restrictions and easements now of record, if any. Seller also agrees that when said purchase price is fully paid and the deed is upon surrender of this agreement, he will deliver a deed conveying said premises in fee simple with the usual covenants and assigns, free and clear of encumbrances or all the taxes, rates, charges and free and clear of all encumbrances since said date plus all taxes or arising by, through or under Seller, excepting, however, the easements and restrictions and the taxes, municipal liens, water rates and public charges so assumed by the Buyer, and further conveying all liens and encumbrances created by the Buyer or his assigns.

And it is understood and agreed by and between the parties hereto that time is of the essence of this Contract; and in case the Buyer shall fail to make the payments above required, or any of them, within twenty (20) days of the time limited therefor, or fail to comply with any agreement herein contained, then the Seller, at his option, shall have the following rights:

respective heirs, executors, administrators, personal representatives, successors in interest and assigns as well.

IN WITNESS WHEREOF, said parties have executed this instrument in duplicate.

W. H. H. H.
Notary

SPECIALTIES NUMBER, 8 00000000

BY *David P. Cox*
David P. Cox, partner

BY *Richard H. Brock*
Richard H. Brock, partner

BY *Gary E. Brooks*
Gary E. Brooks, partner

BY *Robert E. Hiler*
Robert E. Hiler, partner

BY *David H. Brock*
David H. Brock, partner

BY *Robert E. Hiler*
Robert E. Hiler, partner

TRANSAMERICA TITLE INSURANCE CO. 01-16707-3

STATE OF OREGON

County of *Washouli*

1990

Personally appeared the above-named *DAVID P. COX, RICHARD H. BROCK, GARY E. BROOKS, ROBERT E. HILER, DAVID H. BROCK and ROBERT E. HILER* and acknowledged this instrument to be their voluntary act and deed.

Before me:



Cathelle M. Hennessey
Notary Public for Oregon
My Commission Expires *5-2-91*

Date of Grant } *5-2-90*
County of Washouli }

I, Cathelle M. Hennessey, Notary Public for Oregon, do hereby certify that the above instrument was acknowledged before me on this day of *May*, 1990, at the County of *Washouli*, State of Oregon.

In testimony whereof, I have hereunto set my hand and seal on this day of *May*, 1990, at the County of *Washouli*, State of Oregon.



Lot 1000- Carr
at 201 Pamolin

12-1-86

1986 DEC -1 PM 3:41

7209P0080

BARGAIN AND SALE DEED (CORPORATION)

Rosedale Nursery Company, a California Corporation
a California corporation, conveys to Monrovia Nursery Company, a California
(State of incorporation) Corporation all that real property situated
in Yamhill County, State of Oregon, described as:

See Exhibit "A"

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

The true and actual consideration for this transfer is \$ Pursuant to Dissolution Agreement

Signed by authority of the Board of Directors, with the seal of said corporation affixed, this day of September 29, 1986. Rosedale Nursery Company

(Corporate Seal)

By Robert Moore President

By Nils Bjerg Secretary

California
STATE OF ~~OREGON~~, County of LOS ANGELES)
September 29, 1986

Personally appeared ROBERT MOORE and NILS BJERG who, being duly sworn, did say that he is the they are President & Secretary respectively of Rosedale Nursery Company and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors; and he acknowledged said instrument to be its voluntary act and deed.

Official Seal



Before me: Steven Rasmussen
Notary Public for ~~Oregon~~ California
My commission expires: 4-14-86

- * The dollar amount should include cash plus all encumbrances existing against the property to which the property remains subject or which the purchaser agrees to pay or assume.
- ** If consideration includes other property or value, add the following: "However, the actual consideration consists of or includes other property or value given or promised which is part of the/the whole consideration." (Indicate which)

BARGAIN AND SALE DEED (CORPORATION)

TO _____
SEND TAX STATEMENTS TO:
After Recording Return to:
Rosedale Nursery Company
P. O. Box Q
Axelia, CA 91702-1336

STATE OF OREGON



By _____ Title
Deputy

Application No. G-11961
Permit No. G11106

YAMHILL COUNTY TITLE & ESCROW, Inc.

12-1-86

1986 DEC -1 PM 3:41

F209P0081

EXHIBIT "A"

PARCEL I:

Lot 1000

PART of the John Odell and wife Donation Land Claim No. 45 in Township 5 South of Range 3 West of the Willamette Meridian in Yamhill County, Oregon, described as follows:

BEGINNING at an iron pipe at the Northwest corner of said John Odell Claim; thence South 87° East along the North line of said Claim, 1483 feet to the Northwest corner of tract conveyed to W. L. Jackson and M. E. Jackson by deed recorded January 16, 1940 in Book 116, Page 249, Deed Records; thence South 1322 feet to the North line of tract conveyed to Charley Carr and Mina Carr by deed recorded January 11, 1944 in Book 123, Page 353, Deed Records; thence North 87° West along the North line of said Charley Carr tract, 1487 feet to the West line of said John Odell Claim and the Northwest corner of said Charley Carr tract; thence North 0° 10' East 1322 feet to the place of beginning.

PARCEL II:

lot 201

BEING a part of the Laban S. Morin and wife Donation Land Claim No. 44 in Township 5 South, Range 3 West of the Willamette Meridian in Yamhill County, Oregon, said part being more particularly described as follows:

BEGINNING at the Southeast corner of that certain tract of land conveyed to Robert L. Stockhoff by deed recorded in Film Volume 4, Page 577, Deed and Mortgage Records, said beginning point being on the East line of said Donation Land Claim at a point 33.80 chains South 3° West of the Northeast corner of said Claim; thence South 3° West along the East line of said Claim 31.14 chains to the most Easterly Southeast corner of said Claim; thence North 87° West 20.20 chains to the interior angle corner of said Claim and the TRUE POINT OF BEGINNING. Thence South 3.40 chains; thence West 13.94 chains to the center of the County Road; thence North 3° East along the center of said road, to a point that is North 87° West from the TRUE POINT OF BEGINNING; thence South 87° East to the TRUE POINT OF BEGINNING.

YCT6E 122038E
753-3

