

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.

RECEIVED

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

Handwritten initials/signature

Application No. G11962.....

DEC 6 1993 NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

WATER RESOURCES DEPT
SALM, OREGON

I, **MONROVIA NURSERY**....., the holder of Permit No. **G-11962**

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**....., 19**93**.....

Remarks:

IN WITNESS WHEREOF, I have hereunto set my hand this **6TH**..... day of **DECEMBER**....., 19**93**.....

Handwritten signature

(Signature of Applicant)

13455 SE LAFAYETTE HWY, DAYTON, OR 97114.....

(Address)

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 91409
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@ wrd.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 TWO WELLS in the PALMER CREEK Basin for NURSERY OPERATIONS on 431.7 ACRES.

This right was perfected under Permit G-11272. 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 0.30 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	44	50 FEET SOUTH & 970 FEET WEST FROM NE CORNER, DLC 44
1	5 S	3 W	WM	6	SE NW	44	190 FEET SOUTH & 1340 FEET WEST FROM NE CORNER, DLC 44

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 **other water** for NURSERY OPERATIONS may be made at anytime of the year that the use is beneficial. For the irrigation of **any 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.

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

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.

NURSERY OPERATIONS							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
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	NE NW		44	37.50
5 S	3 W	WM	7	SE NW		44	0.90

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.

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

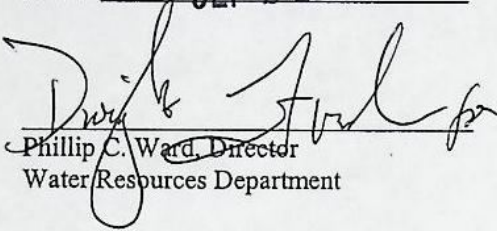
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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

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

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.

Issued SEP 22 2008


Phillip C. Ward, Director
Water Resources Department





Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
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-11962

Permit: G-11272

Certificate: 84825

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>

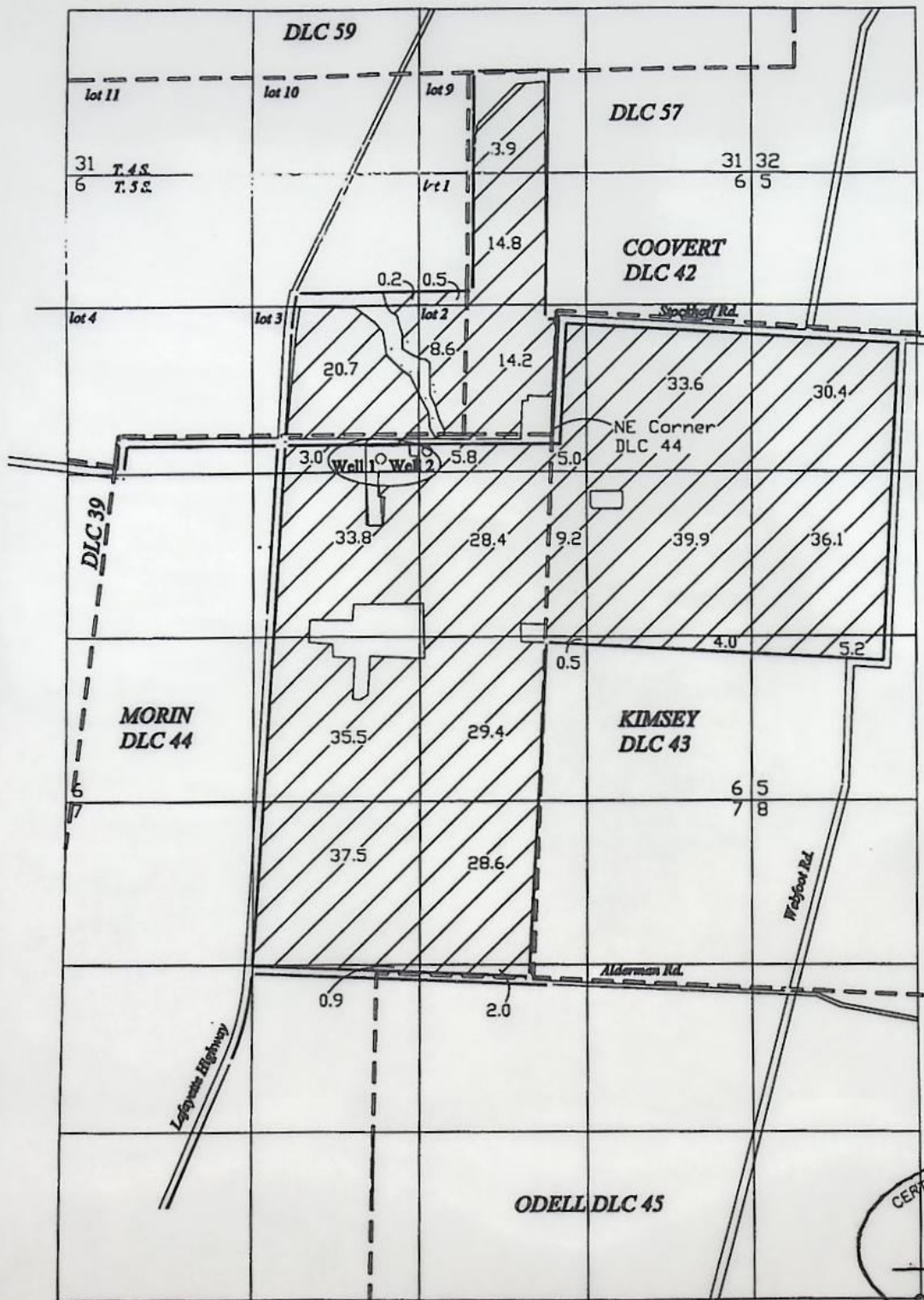
Copies of Final Certificate to be sent to:

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.



SCALE 1" = 1320'

WELLS LOCATED:

- NO. 1
190'S & 1340'W
- NO. 2
50'S & 970'W

Both from the NE Corner of DLC 44

Containerized Nursery Stock

CERTIFIED WATER RIGHTS EXAMINER
#60772WVRE
Maria R. Kupillas
MARIA R. KUPILLAS
JUNE 28 1969
STATE OF OREGON

FINAL PROOF SURVEY

under
Application G-11962, Permit 11272
in name of
MONROVIA NURSERY CO.
June 3, 2008

EXPIRATION DATE 6/30/09

RECEIVED
SFP 0.5 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

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 TWO WELLS in the PALMER CREEK BASIN for NURSERY OPERATIONS ON 431.7 ACRES.

This permit is issued approving Application G-11962. The date of priority is SEPTEMBER 18, 1989. The use is limited to not more than 0.3 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

SE 1/4 NW 1/4, SW 1/4 NE 1/4, SECTION 6, T 5 S, R 3 W, W.M.; WELL 1 - 190 FEET SOUTH AND 1340 FEET WEST; WELL 2 - 50 FEET SOUTH AND 970 FEET WEST, BOTH FROM NE CORNER, DLC 44.

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 this 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 1/4 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 2.0 ACRES
NE 1/4 NW 1/4 37.5 ACRES
SE 1/4 NW 1/4 0.9 ACRE

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 June 10, 1992, and shall be completed on or before October 1, 1993. Complete application of the water shall be made on or before October 1, 1994.

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

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

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

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

Issued this date, JUNE 10, 1991.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

Completion Checklist for Claims of Beneficial Use

Application # G-11962

Permit # G-11272

Transfer # _____

Date 9-5-08

Reviewer JWG



*PPE
7/1/04*

Map Review:

- ~~OK~~ Permanent quality map (mylar or linen) *P.*
- 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~~ Conveyances (pump, pipelines, ditches, etc.) *Report indicates portable lines & mixing 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-approved

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:

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	12134	G	11223	1	PR	GW	NC	WE			Approved		
G	12058	G	11225	1	PR	GW	NC	WE			Approved		
G	12236	G	11226	1	PR	GW	NC	WE	KLAM	1897	08/03/1995	Approved	None
G	12135	G	11227	1	PR	GW	NC	WE	KLAM	12580	09/27/1993	Approved	
G	12377	G	11232	1	PR	GW	NC	WE			10/22/1996	Received	None
G	12377	G	11232	2	PR	GW	NC	WE			10/22/1996	Received	None
G	12342	G	11241	1	PR	GW	NC	WE	MARI	2968		Approved	None
G	12185	G	11245	1	PR	GW	NC	WE	YAMH	6976	05/01/2003	Received	None
G	12185	G	11245	2	PR	GW	NC	WE	YAMH	3164	07/31/2006	Received	None
G	12334	G	11247	T	7459	2	TR	GW	NC	WE		Approved	
G	12335	G	11248	1	PR	GW	NC	WE				Approved	
G	12340	G	11249	1	PR	GW	NC	WE	CLAC	5712	09/21/1995	Approved	None
G	12373	G	11251	1	PR	GW	NC	WE				Approved	
G	12373	G	11251	2	PR	GW	NC	WE				Approved	
G	12373	G	11251	3	PR	GW	NC	WE				Approved	
G	12373	G	11251	4	PR	GW	NC	WE				Approved	
G	12373	G	11251	5	PR	GW	NC	WE				Approved	
G	12437	G	11253	1	PR	GW	NC	WE				Approved	
G	12432	G	11257	2	PR	GW	NC	WE				Approved	
G	12322	G	11260	1	PR	GW	NC	WE				Approved	
G	12264	G	11262	1	PR	GW	NC	WE				Approved	
G	12260	G	11269	1	PR	GW	NC	WE				Approved	
G	11962	G	11272	1	PR	GW	NC	WE	YAMH	6395	06/26/1990	Approved	
G	11962	G	11272	2	PR	GW	NC	WE				Approved	
G	12369	G	11273	1	PR	GW	NC	WE				Approved	
G	12261	G	11274	1	PR	GW	NC	WE	MARI	9943	07/28/1994	Exempted	Multiple Well
G	12261	G	11274	2	PR	GW	NC	WE	MARI	9943	07/28/1994	Approved	None
G	12288	G	11276	1	PR	GW	NC	WE				Approved	
G	12442	G	11277	2	PR	GW	NC	WE				Approved	
G	11790	G	11278	1	PR	GW	NC	WE				Approved	

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		



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

DEC 02 1994

ER RESOU
SALEM, OR

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

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

DEC 1 1994
ERR 200
3:11 PM

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.

DEC 1969
ERRATA
SHEETS

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.

DEC 1968

WATER RESOURCES
SALEM, ORE

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.

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

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

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.

DEC 1968
WATER FROM
COLUMBIA

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.

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.

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

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

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.

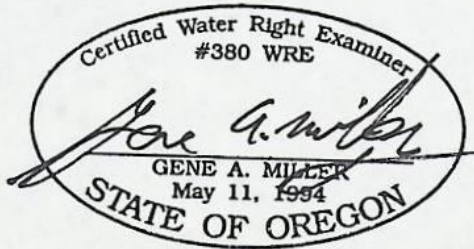
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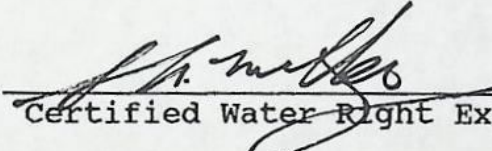
Range 1 & 5 have 2.5 acres while Range 2 has 1.9 acres of irrigation and temperature control of nursery plants in greenhouses. There is also 5.5 acres of in-ground nursery plants in landscaping around office. Wells 1, 2, and 4 have hose use for hand watering over the entire operation North of Adlerman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

Survey:

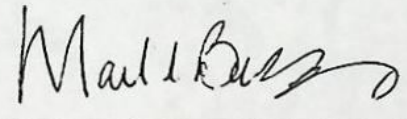
See attached Final Proof Survey Map for survey information.
Map was prepared by Donald R. Buell CWRE #026.

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.



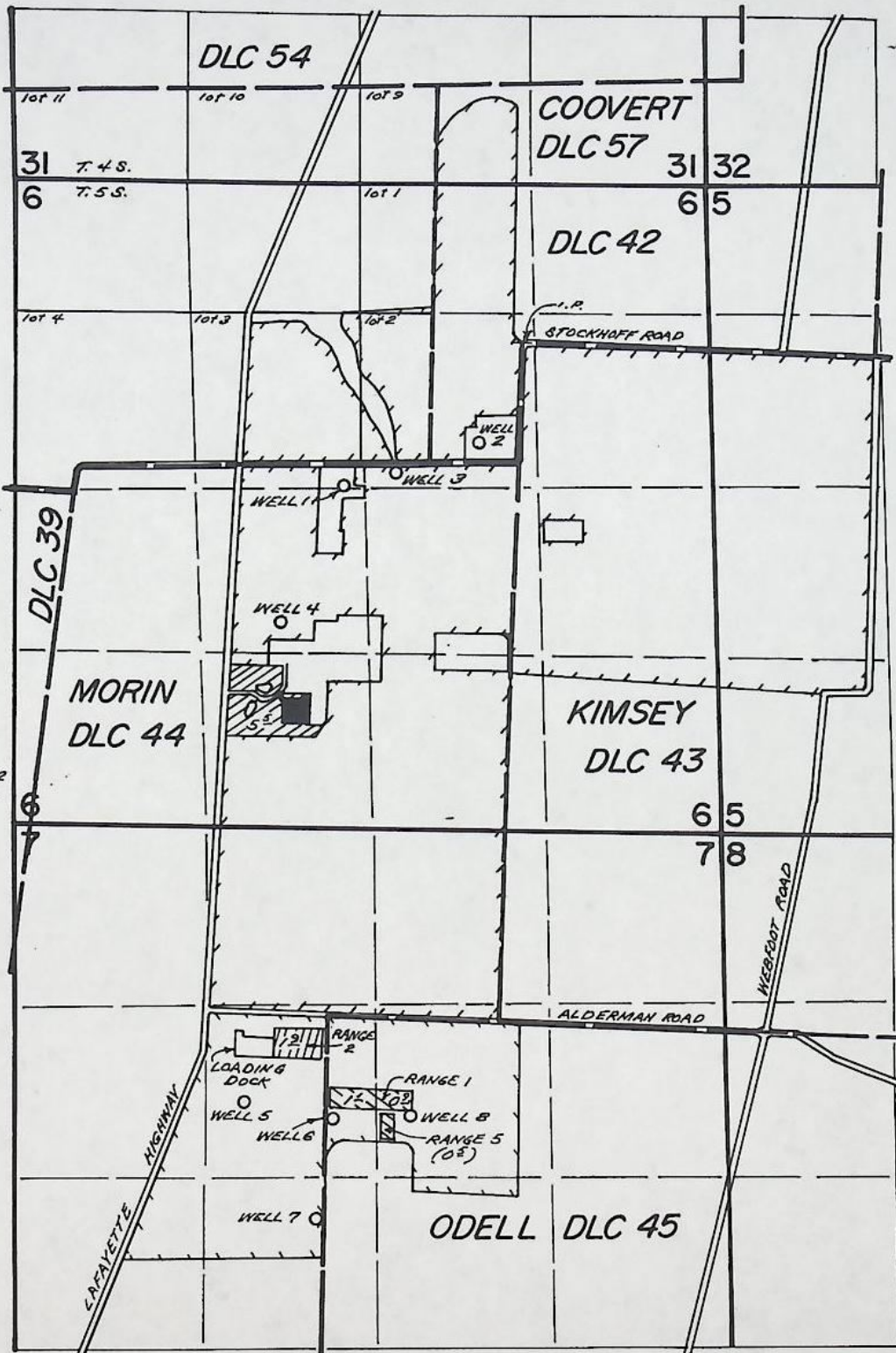

Certified Water Right Examiner




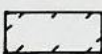
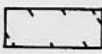
We, Monrovia Nursery Co., agree to the findings of the CWRE and do submit this site report and map as our Claim of Beneficial Use of the water as provided under the terms and conditions of our permit G-11196, and G-11272.


Monrovia Nursery Co.
Mark Burton

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

DEC 1987
 PER RESOUR
 1" = 1320'



-  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.

- WELLS LOCATED:
- NO. 1
1060' S. & 1390' W.
 - NO. 2
740' S. & 440' W.
 - NO. 3
960' 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.

FINAL PROOF SURVEY

under

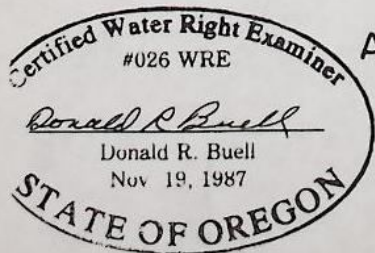
Appl's. G-11961, G-11962, Per's. G-11196, G-11272

in name of

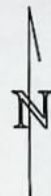
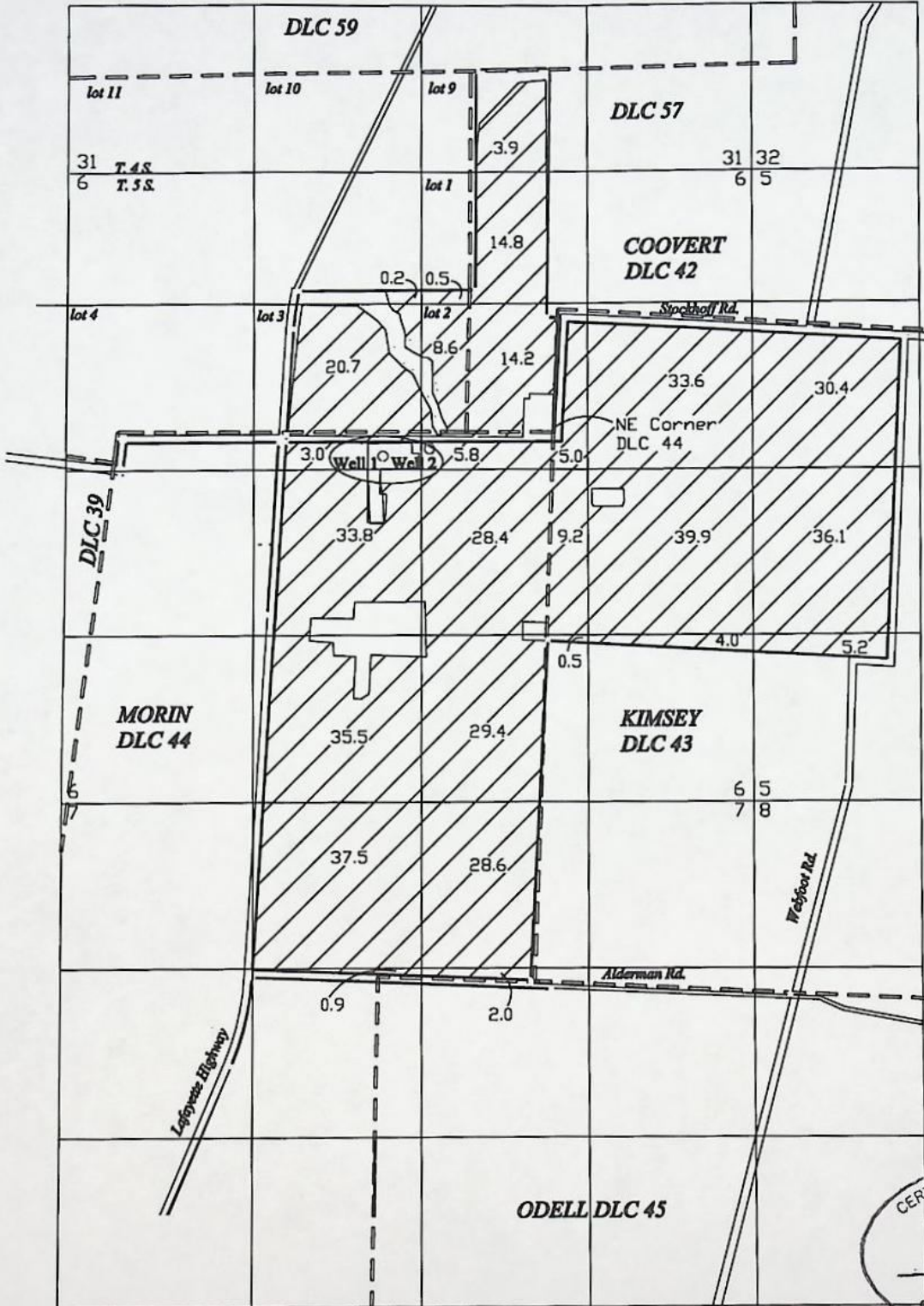
MONROVIA NURSERY CO.

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.




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



SCALE 1" = 1320'

WELLS LOCATED:
 NO. 1
 190'S & 1340'W
 NO. 2
 50'S & 970'W
 Both from the NE Corner of DLC 44

 Containerized Nursery Stock

CERTIFIED WATER RIGHTS EXAMINER
 #60772WRE
Melie R Kupillas
 MALA R KUPILLAS
 JUNE 28 1969
 STATE OF OREGON

EXPIRATION DATE 6/30/09

FINAL PROOF SURVEY

under
 Application G-11962, Permit 11272
 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
 RIGHTONLY AND IS NOT INTENDED TO
 PROVIDE LEGAL DIMENSIONS OR LOCATION
 OF PROPERTY OWNERSHIP LINES

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



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,

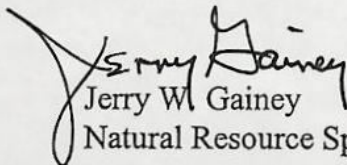
The Department is reviewing the Site Report and Claim of Beneficial Use submitted for the above referenced applications for the issuance of either a proposed certificate or final certificate.

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

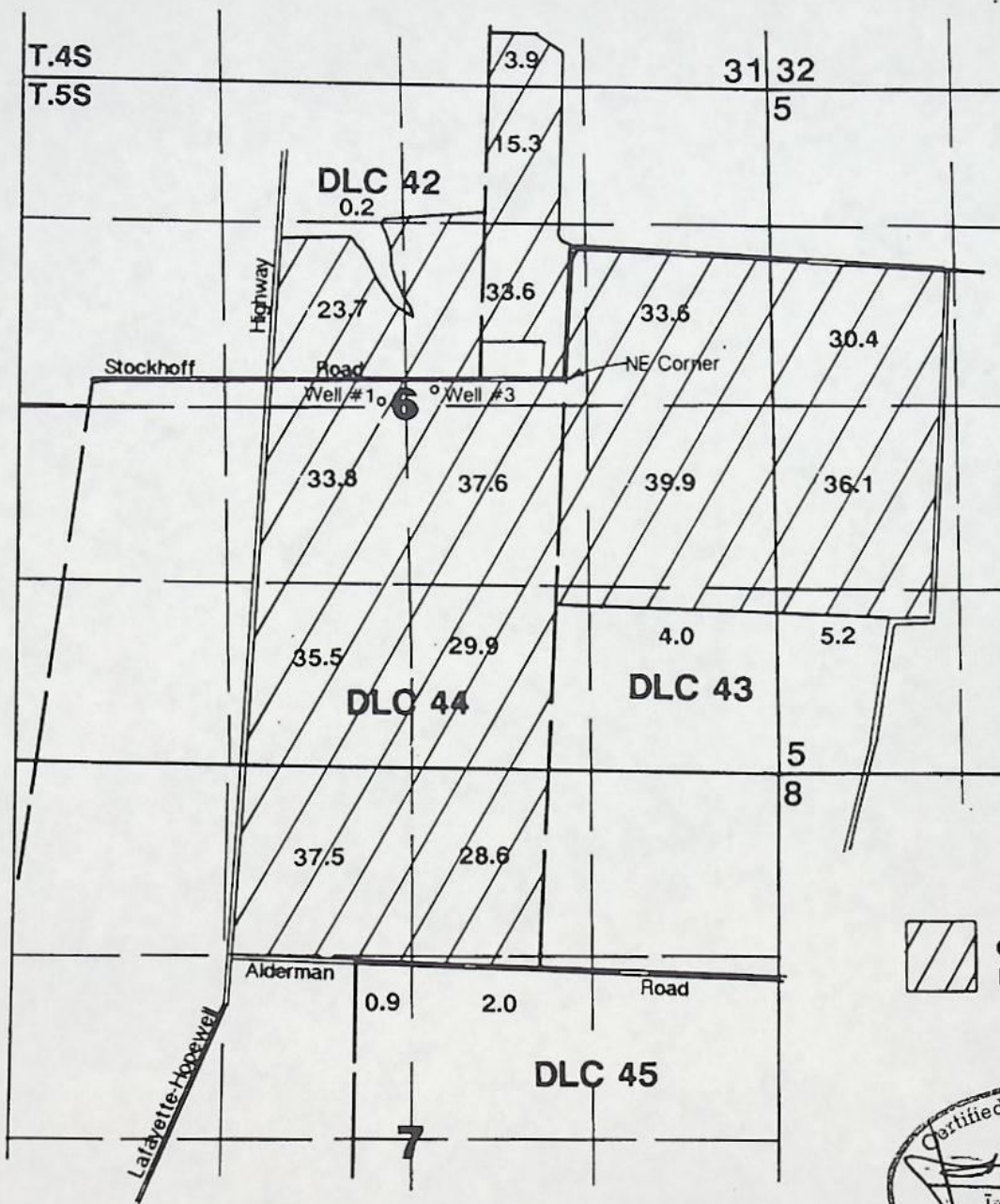
enclosures


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

RECEIVED

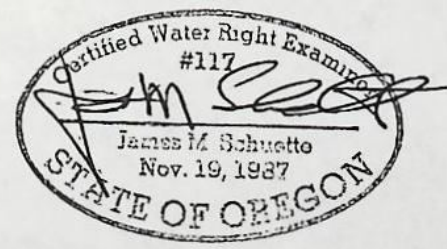
SEP 18 1989

WATER RESOURCES DEPT.
SALEM, OREGON



 containerized nursery stock use

Well #1 located 190'S & 1340'W from NE Cor. DLC 44.
Well #3 located 50'S & 970'W from NE Cor. DLC 44.



Monrovia Nursery Application Map

Application No. G 11962
Permit No. G11272

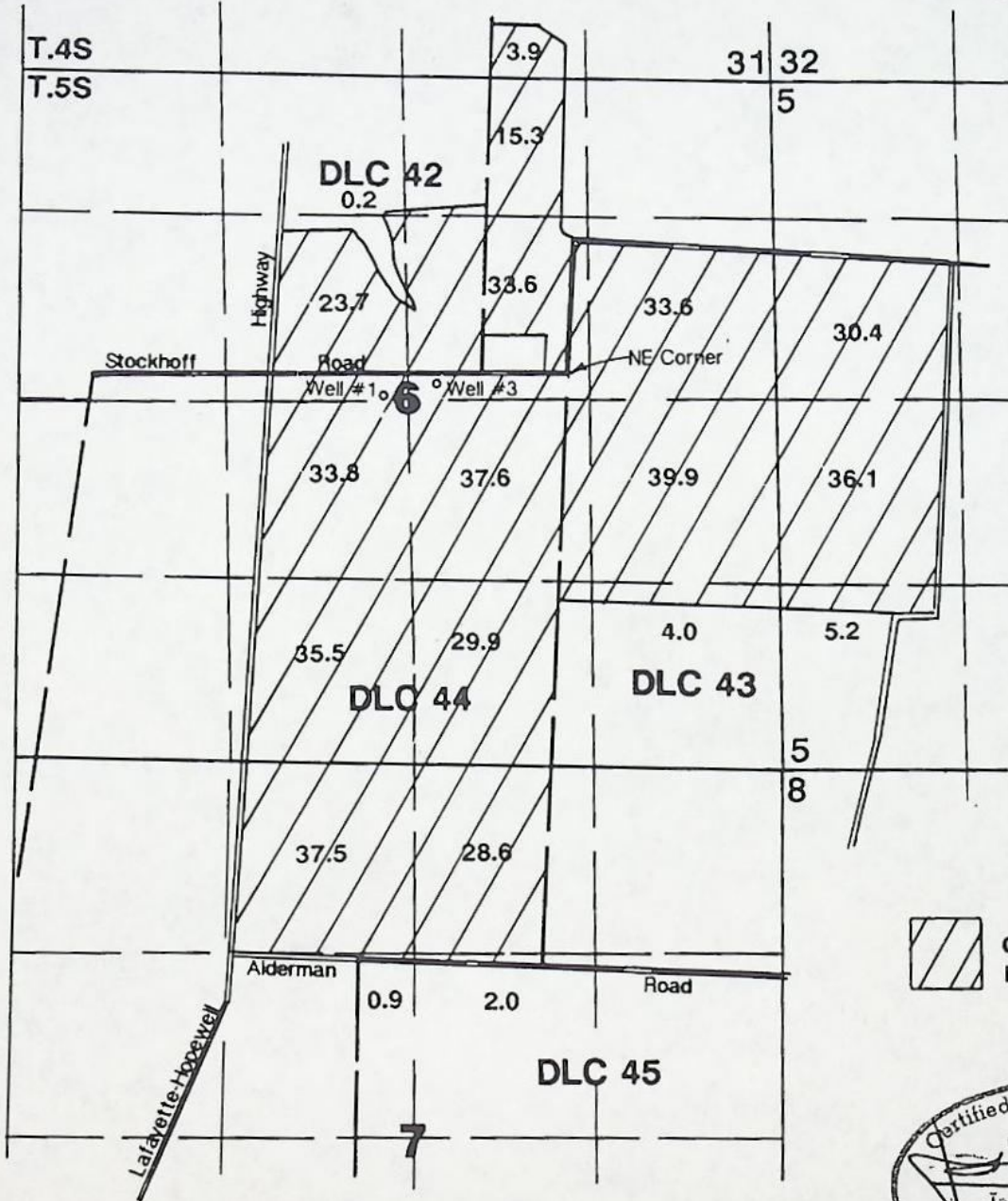
NOTE: Map is for purpose of identifying location of water right and has no intent to dimension or locate property ownership lines.


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

RECEIVED

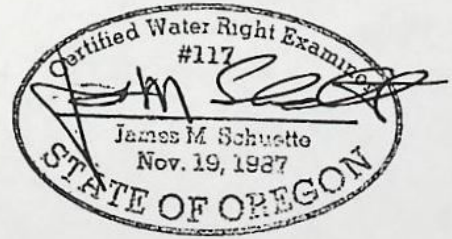
SEP 18 1989

WATER RESOURCES DEPT.
SALEM, OREGON



 containerized nursery stock use

Well #1 located 190'S & 1340'W from NE Cor. DLC 44.
 Well #3 located 50'S & 970'W from NE Cor. DLC 44.



Monrovia Nursery Application Map

Application No. G 11962
 Permit No. G11272

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

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



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
Phone 26-11962 jh

5. Signature (Addressee) *[Signature]*

6. Signature (Agent)

4a. Article Number

P 56308

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

10-28-99

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

UNITED STATES POSTAL SERVICE

Official Business



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



WATER RESOURCES DEPARTMENT
158 12TH STREET NE
SALEM OR 97310



October 24, 1994

WATER
RESOURCES
DEPARTMENT

MONROVIA NURSERY
12600 SE ALDERMAN RD
DAYTON OR 97114

REFERENCE: File G11962

This letter is in regard to your water use Permit G11272. 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.

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

cc: Dave Jarrett, Watermaster
James Schuette, CWRE

CERTIFIED - RETURN RECEIPT REQUESTED



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

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



Water Right Conditions Tracking Slip

Groundwater/Hydrology Section

FILE ## 6-11962

ROUTED TO: Appls & Permits

TOWNSHIP/

RANGE-SECTION: 5S/3W-6

APPLICATION ACCEPTED? []yes []no

CONDITIONS ATTACHED? []yes []no

REMARKS OR FURTHER INSTRUCTIONS:

Expedite Mode

Reviewer: Donna Miller

STATE OF OREGON
WATER RESOURCES DEPARTMENT

INTEROFFICE MEMO

TO: FILE G-11962
FROM: DONN MILLER ^{DM}
SUBJECT: SURFACE/GROUND WATER CONSIDERATIONS

DATE : 5/10/91

The applicant seeks 0.30 cfs from two wells.

Per Division 9

FACTS

The well locations and aquifer display the following:

- 1) The proposed wells are about 1400' from West Fork Palmer Creek.
- 2) Well #1 is 87' deep and develops water from blue sand and blue sandy silt. Well #2 is 122' deep and develops water from sand and silt. Logs attached.
- 3) The wellhead elevations are about 140-145'.
- 4) The water level in #1 was 18' in November 1957 per the well report. The water level in #3 was 15' on 3/8/62 per the well report.
- 5) The application gives the water level at well #1 as 14' and at well #2 as 1' to 6'.
- 6) For the water level dates on the well reports, the heads at the wells were about 130'. Other data suggest heads at the wells of 135'-140'.
- 7) The elevation at the nearby reach of West Fork Palmer Creek is 130'-140'.

CONCLUSIONS

- 1) The effective porosity of the logged materials is low, possibly as much as 5%.
- 2) The transmissivity at well#1 is estimated at 1500 gpd/ft from the specific capacity data. The transmissivity at well #2 is estimated at 4000 gpd/ft from the specific capacity data.
- 3) Based on heads, distances, general geologic environment and logged materials, I conclude that the aquifer is effectively **unconfined** and the wells **will be hydraulically connected to the creek**. At the proposed rate and distance from the creek, substantial interference with the creek will be rare.

RECOMMENDATIONS

I recommend use of the standard interference condition.

No well log
Probably Non-Casalt
tertiary Marine
Yamhill County

G-11962

1374 II NW
(MC MINNVILLE) MC MINNV
AMITY 6.1 MI

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YAMH
6295

WATER WELL REPORT
STATE OF OREGON

State Well No. 5/3W-6F
State Permit No. G-1597

(1) OWNER:

Name Mr. Robert Stockhoff
Address Dayton, Oregon

(2) LOCATION OF WELL: #1

County Yamhill Owner's number, if any—
80-A, 1/4 Section 6 T. 5-S R. 3-W W.M.
Bearing and distance from section or subdivision corner
300 ft. E. of W. line
175 ft. S. of N. line
5-S-3W Sec. 6 Se 1/4 Nw 1/4

TYPE OF WORK (check):

New Well Deepening Reconditioning Abandon
If abandonment, describe material and procedure in Item 11.

(4) PROPOSED USE (check):

Domestic Industrial Municipal
Irrigation Test Well Other

(5) TYPE OF WELL:

Rotary Driven
Cable Jetted
Dug Bored

(6) CASING INSTALLED:

6 5/8 od Diam. from 0 ft. to 87 ft. Threaded Welded
Gage 17.02
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

(7) PERFORATIONS:

Perforated? Yes No

Type of perforator used cutting torch
SIZE of perforations 1/4 in. by 12 in.
perforations from 36 ft. to 87 ft.
2 Rows perforations from 1 ft. apart ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.

(8) 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.

(9) CONSTRUCTION:

12" Hole 0- 87 Ft.

Was well gravel packed? Yes No Size of gravel: 1/2 to 3/4
Gravel placed from 18 ft. to 87 ft.
Was a surface seal provided? Yes No To what depth 16-18 ft.
Material used in seal— cemented
Did any strata contain unusable water? Yes No
Type of water? _____ Depth of strata _____
Method of sealing strata off _____

(10) WATER LEVELS:

Static level 18 ft. below land surface Date _____
Artesian pressure _____ lbs. per square inch Date _____

Log Accepted by:

[Signed] Robert L. Stockhoff 22 Nov. 1957
(Owner)

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? Yes No If yes, by whom?
Yield: gal./min. with ft. drawdown after hrs.
" " " " "
" " " " "
Bailer test 10 gal./min. with 15 ft. drawdown after 2 hrs.
Artesian flow _____ g.p.m. Date _____
Temperature of water _____ Was a chemical analysis made? Yes No

(12) WELL LOG:

Diameter of well 6 inches.

Depth drilled 87 ft. Depth of completed well 87 ft.

Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

MATERIAL	FROM	TO
clay	0	5
brown silt	5	21
blue clay	21	38
consolidated blue sand	38	50
blue clay	50	52
blue green sand silt	52	60
blue sand silt	60	77
blue clay	77	81
blue sand silt some brown spots	81	87

RECEIVED
DEC 16 1957
STATE ENGINEER
SALEM, OREGON

Work started Nov. 8 1957. Completed Nov. 14 1957

(13) PUMP:

Manufacturer's Name _____
Type: _____ H.P. _____

Well Driller's Statement:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

NAME MEEKER WELL DRILLING
(Person, firm, or corporation) (Type or print)

Address 2902 Portland Rd. Newberg, Oregon

Driller's well number _____

[Signed] John A. Meeker
(Well Driller)

License No. 111 Date Nov. 14, 1957

File Original and First Copy with the STATE ENGINEER, SALEM, OREGON

RECEIVED MAR 13 1962 STATE ENGINEER SALEM, OREGON

WATER WELL REPORT STATE OF OREGON

YAMH 6397

5/3W-68

State Well No.

State Permit No. 6-2128

(1) OWNER:

Name Robert Stockhoff
Address Rt 1 Box 32
Dayton, Oregon

(2) LOCATION OF WELL: #3

County Yamhill Owner's number, if any-
1/4 1/4 Section 6 T. 4S R. 3W W.M.
Bearing and distance from section or subdivision corner

(3) TYPE OF WORK (check):

New Well [X] Deepening [] Reconditioning [] Abandon []
If abandonment, describe material and procedure in Item 11.

(4) PROPOSED USE (check):

Domestic [] Industrial [] Municipal []
Irrigation [X] Test Well [] Other []

(5) TYPE OF WELL:

Rotary [] Driven []
Cable [X] Jetted []
Dug [] Bored []

(6) CASING INSTALLED:

Threaded [] Welded [X]

10 3/4" Diam. from 0 ft. to 122 ft. Gage 28.0 lbs
" Diam. from ... ft. to ... ft. Gage ...
" Diam. from ... ft. to ... ft. Gage ...

(7) PERFORATIONS:

Perforated? [X] Yes [] No

Type of perforator used cutting torch

SIZE of perforations 1/4 in. by 10 in.
4 ROWS perforations from 20 ft. to 122 ft.
perforations from ... ft. to ... ft.
perforations from ... ft. to ... ft.
perforations from ... ft. to ... ft.
perforations from ... ft. to ... ft.

(8) SCREENS:

Well screen installed [] Yes [X] No

Manufacturer's Name ... Model No. ...
Type ... Slot size ... Set from ... ft. to ... ft.
m. Slot size ... Set from ... ft. to ... ft.

(9) CONSTRUCTION: 16" hole

Was well gravel packed? [X] Yes [] No Size of gravel: 1/4 to 1/2
Gravel placed from ... ft. to ... ft.
Was a surface seal provided? [] Yes [] No To what depth? ... ft.
Material used in seal-
Did any strata contain unusable water? [] Yes [X] No
Type of water? Depth of strata
Method of sealing strata off

(10) WATER LEVELS:

Static level 15 ft. below land surface Date 3/8-62
Artesian pressure lbs. per square inch Date

Log Accepted by:

[Signed] ... Date ... 19...

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? [X] Yes [] No If yes, by whom? Meeker
Yield: 200 gal./min. with 100 ft. drawdown after 8 hrs.

" " " "
" " " "
Baller test gal./min. with ft. drawdown after hrs.

Artesian flow g.p.m. Date
Temperature of water Was a chemical analysis made? [] Yes [] No

(12) WELL LOG:

Diameter of well 10 inches.

Depth drilled 122 ft. Depth of completed well 122 ft.

Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

Table with 3 columns: MATERIAL, FROM, TO. Rows include Blue clay, Brown sand silt, blue clay silt, Gaving blue clay and sand, blue sand silt, blue clay, brown sand silt, blue sand silt, light brown sand silt (coarse), Red clay sticky.

Work started February 21 19 Completed Mar 8 1962

(13) PUMP:

Manufacturer's Name ...
Type: ... H.P. ...

Well Driller's Statement:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

NAME MEEKER WELL DRILLING (Person, firm, or corporation) (Type or print)

Address 2902 Hoover Blvd., Newberg, Oregon

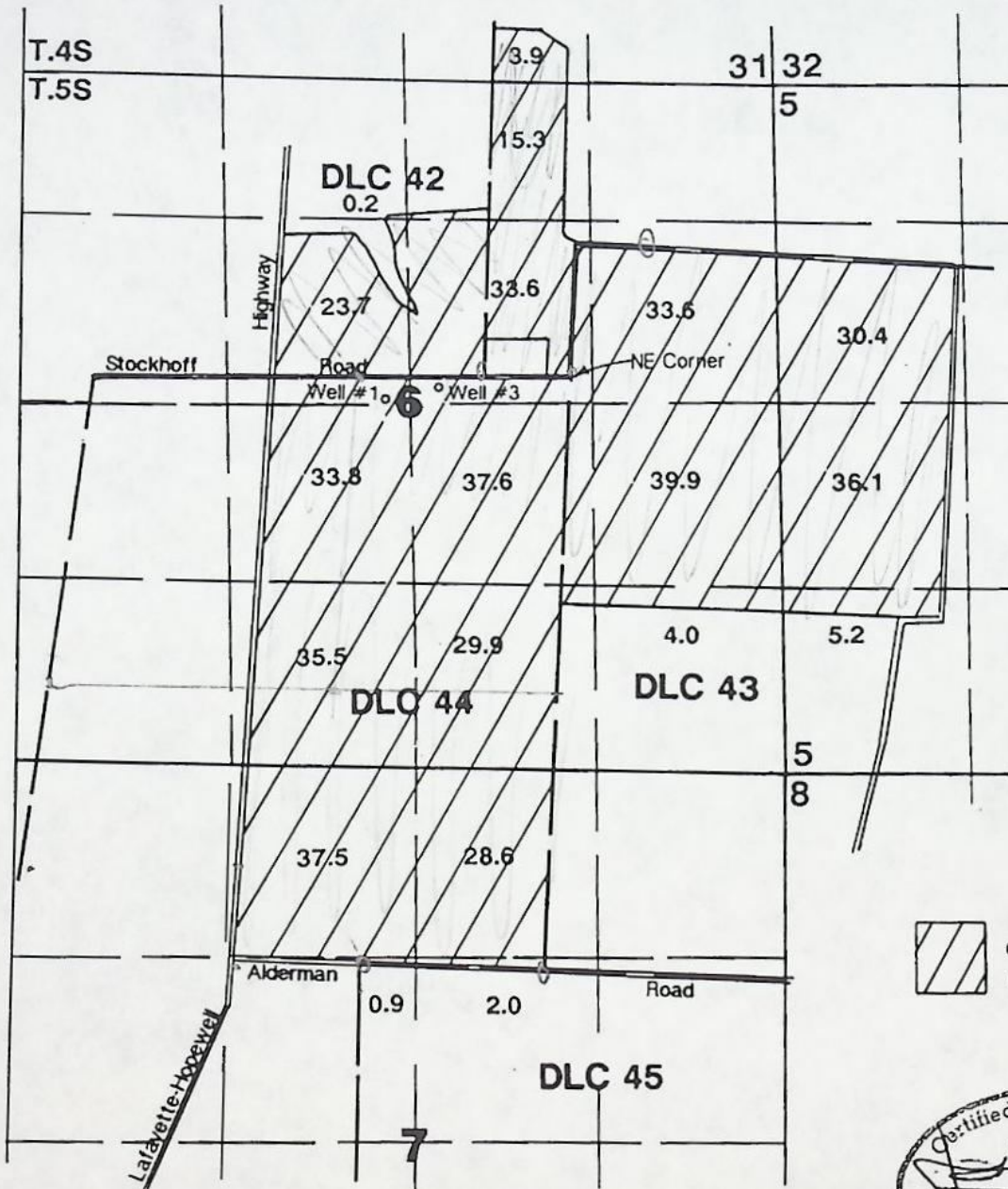
Driller's well number
[Signed] John H. Meeker (Well Driller)

License No. 111 Date Mar 8 1962


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

SEP 18 1988

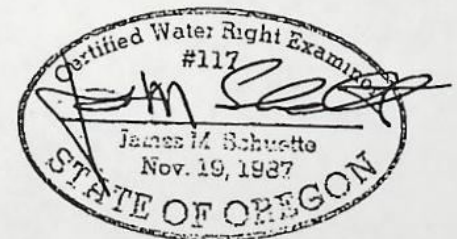
WATER RIGHTS DIVISION DEPT. OF AGRICULTURE



LG/ML's OK

 containerized nursery stock use

Well #1 located 190'S & 1340'W from NE Cor. DLC 44.
Well #3 located 50'S & 970'W from NE Cor. DLC 44.



**Monrovia Nursery
Application Map**

Application No. G 11962
Permit No. G11272

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

Application No. G. 11962

Permit No. G11272

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 SE 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.):

TWO (2) WELLS

Use of water: Containerized nursery stock

Amount of water: 0.30 or 135
(cubic feet per second) (gallons per minute)

Diameter of well: #1 - 6" ; #3 - 10" Depth in feet: #1 - 87' ; #3 - 120'

Type and size of well casing: #1 - 6" Steel; #3 - 10" Steel No. of feet: #1 - 87'; #3 - 120'

Estimated depth to water: #1 - 14' ; #3 1'-6'
(feet)

Type of access port or measuring device: #1 plug on top; #3 Side tube

Wells to be drilled by: unknown

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' ✓
500' ✓
PC 9.18 Qci

2. **LOCATION** (if there is more than one well or source, describe on another sheet):

Well #1; 190 S 1340 W
 Well #3; 50 feet S and 970 feet W
 (N or S) (E or W)

from the NE corner of DLC 44
 (Public Land Survey Corner)

located within the SE SW 1/4 of the NW NE 1/4 of Section 6

Township 5S, Range 3W, WM. Tax Lot 1400

in Yamhill County.

3. **PLACE OF USE** (attach additional sheets, if necessary):

Township	Range	Section	¼ ¼ Section	Tax Lot No.	Use	Use or acres to be irrigated
4S	3W	31	SW SE			3.9 ac
5S	3W	6	NW NE			15.3 ac
			SW NE			33.6 ac
			SE NE			33.6 ac
			NE NW			0.2 ac
			SE NW			23.7 ac
			NW SE			37.6 ac
			SW SE			29.9 ac
			NE SE			39.9 ac
			SE SE			4.0 ac
			NE SW			33.8 ac
			SE SW			35.5 ac
		5	SW NW			30.4 ac
			NW SW			36.1 ac
		7	SW SW			5.2 ac
			SW NE			2.0 ac
			NW NE			28.6 ac
			NE NW			37.5 ac
			SE NW			0.9 ac
						431.7 ac

4. **DESCRIPTION OF WATER-DELIVERY SYSTEM:**

Length and dimensions of supply ditch or pipeline: Well #1 is connected to the system by a 2" PVC pipe & well #3 is connected to the system by a 4" PVC pipe. The system consists of 1,700' - 15" PVC pipe, 1200' 0 10" PVC pipe and 4,000' - 8" PVC pipe. Each section is supplied by an individual valve off of the above mainline.

Size and type of pump and motor: #1 - 5HP submersible; #3 - 20HP turbine

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

Hand line Drip Other _____

Other systems: _____

Proposed date construction will begin: _____ completed

Proposed date of completion of system: _____ completed

Proposed date water use will be completed: _____ June 1, 1990

Is this groundwater source supplemental to another supply? No... in addition to supply from

If so, identify the supply and the existing water right: Palmer Creek Water District

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: _____


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. G-11962

Permit No. _____

(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 11962 Permit No. _____



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-11962

We received your application on September 18, 1989, describing the proposed use of 135.0 gallons per minute of water from two wells within Palmer Creek Basin for containerized nursery stock. Supporting data and fees in the amount of \$300 were also received. Our Receipt 58988 is enclosed. The application has been assigned file number G-11962 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

TOWNSHIP 55 RANGE 3W W. M. Card #1 SECTION 5

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			
DLC 37 DLC 43 Lot 1 DLC 51				DLC 37 - DLC 42 DLC 43				DLC 43				DLC 51 DLC 43						
32 ⁷⁸ 33 ⁰³				33 ⁰⁸ 33 ¹³														
TOTAL ACREAGE IN SUBDIVISION AS SHOWN ON GOVERNMENT PLAT																		
																7 ²		
																20353	15876	16723
																21812	17162	19850
																23251	18352	19875
																25545	20165	22033
																26076	20569	22515
																GR-22	GR-A01	
																52788	25892	CANCELLED
																61814	61657	CANCELLED
																38527	28671	35705
																38836	28759	35707
																527296	2527	34204
																39289	29258	CANCELLED

(SEE BACK OF CARD FOR PLAT OF SECTION)

TOWNSHIP 55 RANGE 3W W. M. Card #2 SECTION 5

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																		
3 ¹ 18 ⁸																40842	30422	39698
6 ⁵ 3 ¹ 0 ³ 8 0 ⁶				30 ¹				23 ⁶ 38 ¹ 24 ⁶ 8 ¹ 5 ² 1 0 ²								43490	32243	51491
								6 16 ⁸ 34 ¹ 6 ⁵ 7 ² 22 ²								43490	32243	51491
								10 ⁸ 19 ⁶								44509	33309	42060
5 ¹ 18 ⁸				15 ⁵				4 ¹								G-4389	G-4146	40508
1 ² 18 ⁸																46087	34436	51492
1 ⁷ 18 ¹				3 ⁴				26 ² 15 ¹ 17 ¹								R-44508	R-5270	42059
6 ³																55468	43379	
				17 ⁰ 9 ⁰												57132	43380	4
2 ⁶ 20 ¹ 0 ³																57132	43380	4
				NW 30 ¹				-NW- 36 ¹ 5 ³								59791	44954	
																G-11961		
																G-11962		

Handwritten signature

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 26 ⁰				0 ¹	19 ⁷							19 ⁷		G-1669	G-1527	34203 ✓
		11				12 ⁵										GR-1373	GR-1331	NEW ✓
		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 ^{suppl.}	G-2128	34204 ✓
										0 ²						G-2126	G-2433	35612
		Res				Res										R-42921	R-4836	39705
		15 ³ 18 ⁹				0 ²	21 ⁷ 12 ⁸			17 ⁸				33 ¹ 15 ⁴		42922	37859	39706 ✓
		16 ¹ 0 ³								17 ¹				13 ⁵		42922	37859	39706 ✓
		3 33 ⁰								39 ²				4 ⁵ 10 ³ 40		43490	30243	51491 ✓
		15 ³ 30 ⁶				0 ²	21 ⁷ 13 ⁸			24 ⁸				33 ¹ 29 ¹		43490	Supplemental 30243	51491 ✓
						21 ² 29 ²										G-6219	G-5873	50250 ✓
		9 ² 2 ⁰														G-7788	G-7821	CANCELED
		3 ⁰ 33 ⁰												39 ⁹ 4 ⁵ 11 ² 16 ⁰		55468 ^{suppl.}	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																		
						20 ⁰	20 ⁰			10 ⁰						69000	49953	✓
						2 ⁰	20 ⁰			10 ⁰						68709	PCWC	
		NW				NW				NW						G-11961		
		NW 15 ³	NW 33 ⁰			NW 23 ¹	NW 33 ⁰			NW 35 ⁵	NW 39 ³			NW 37 ⁴	NW 29 ³	4 ²	G-11962	

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					
TOTAL ACREAGE IN SUBDIVISION AS SHOWN ON GOVERNMENT PLAT																				
																	27 417	21587	22533	
																	36			
																	21° 9°			
																	32215	25418	28152	
																	42922	31459	39706	
																	43490	32243	51491	
																	Supplemental	32243	51491	
																	R-45141	R-5153	39580	
																	72 72			
																	115 32	45142	33206	39581
																	102 92	46087	34436	51492
																	12 142	G-559	65435	51884
																	Supplemental			
																	22 62	53040	40028	53421
																	92	53040	40028	53421
																	34	55391	45336	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																									
																	Supplemental								
																	2°	48	212	576	193	76	55468	43379	
																	15°-12°						59791	44954	
																	Res	Res	Res	Res	Res		R-64612	R-8650	
																	Res	Res	Res	Res	Res		64613	47497	
																	Res	Res	Res	Res	Res		63099	47405	
																	Res	Res	Res	Res	Res		63099	47405	
																	Res	Res	Res	Res	Res		G-11961		
																	Res	Res	Res	Res	Res		G-11962		

SP*35621-690

12-1-86
1986 DEC -1 PM 3:41

F209P0074

BARGAIN AND SALE DEED (CORPORATION)

Rosedale Nursery Company, California Corporation, doing business as
Monrovia Nursery Company of Oregon
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 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
(Corporate Seal) By Robert Moore President

By Nils Bjerg Secretary

California
STATE OF OREGON, County of LOS ANGELES) 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 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. C-1962
Permit No. G11272



Before me: Steven 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/whole consideration." (Indicate which)

BARGAIN AND SALE DEED (CORPORATION)
TO
SEND TAX STATEMENTS TO
After Recording Return to:
Monrovia Nursery Company
PO Box 0
Azusa, CA 91702-1336

STATE OF OREGON,
OF OREGON) ss. 09638
9.20600
certify that the received and duly
in Yamhill
COUNTY CLERK
By _____ Deputy

12-1-86

1986 DEC -1 PH 3 41

F209P0075

EXHIBIT "A"

Part of the Donation Land Claim of Alvis Kimsey, 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 Northeast corner of said Kimsey Donation Land Claim; thence South $02^{\circ} 38'$ West along the Westerly line of Lots 1, 2, and 3 of County Survey 2763, a distance of 38.40 chains, more or less, to the Southeast 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 Northeast 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 Northeast 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 Kimsey Claim; thence North $02^{\circ} 13'$ East along the division line of the Kimsey 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 2565.4 feet to an iron pipe set at the Northeast corner of said Lot 1; thence North 87° West along the North line of said Kimsey Donation Land Claim and said Lot 1, 2695.0 feet to the place of beginning.

YCT&E 1220388
553-12

B 103-
R 610

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

W. L. JACKSON

WITNESSETH, 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,

of the original Donation Land Claim of Alvis Kinsey and wife, Claim No. 44, Section 16, T. 5 S., R. 3 W., in township 5 south of range 3 west of the Willamette Meridian, more particularly bounded and described as follows, to-wit: 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 west 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 in 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 me 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. 1st, 1935

27th March 29 1934 at 1:15 p. m.
W. L. Perkins, County Clerk
A. L. Hutchins, Deputy.

Deputy.

12-1-86

CSS DEC -1 PM 3 41

E209P0077

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 $6^{\circ}45'$ East 34.20 chains to the place of beginning.

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

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

PARCEL II

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

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

YCT&E 122038C
653-3-3

Lot # 1400 - Lindquist

RECEIVED

SEP 18 1986

12-1-86

1986 DEC -1 PM 3:41

FZGSP0072

WATER RESOURCES DEPT.
SALEM, OREGON

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
(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 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
By Robert Moore President
By Nils Bjerg Secretary

STATE OF California, County of Los Angeles) ss.

September 29, 19 86

Personally appeared ROBERT MOORE and NILS BJERG who, being duly sworn, did say that ~~he is the~~ 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 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 9
Asusa, CA 91702-1336

YAMHILL COUNTY CLERK
I, Stacie (County Clerk) certify that the foregoing instrument was received and duly recorded by me in Yamhill County, Oregon, on this 29th day of September, 1986.
By Stacie COUNTY CLERK

09637 ord
ss. 9.50 6-00

By _____ Deputy

Application No. C-11962
Permit No. G11272

YAMHILL COUNTY TITLE & ESCROW, 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 141, 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.

ICTAE 122038A
653-6

Lot 200 - Evergreen

12-1-86

1986 DEC -1 PM 3:41

F209P0078

RECEIVED

SEP 18 1989

BARGAIN AND SALE DEED (CORPORATION)

WATER RESOURCES DEPT.
SALEM, OREGON

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 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

Christie Title

By Deputy

Application No. G 11962
Permit No. G11272

YAMHILL COUNTY TITLE & ESCROW, INC.

12-1-86

1986 DEC -1 PH 3 4:
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 THE LAND NO. 1400
 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, hereditaments and appurtenances, situated in the County of
 Yamhill 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 Yamhill 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, Not. 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 con-
 taining 80 acres, more or less.

In original

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 admin-
 istrators, 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: their hands and seal this 10 day of April 1953.

William A. Stockhoff
Emma Stockhoff

STATE OF OREGON,

County of Yamhill }
 On this 10 day of April, 1953,
 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



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, 1954

Special
WARRANTY DEED

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

Roy A. McCaughey

87055

every one who
 shall see this
 deed, shall know
 that the same
 was lawfully
 made.

1 50

STATE OF OREGON,

County of Yamhill }
 I certify that the within instru-
 ment was recorded for record on the
10 day of April, 1953,
 at 9:15 o'clock PM, and recorded
 in book on page
 Record of Deeds of said County.
 Witness my hand and seal of
 County aforesaid.

Jack Becken
Alice Merrill

Form supplied in a copy of
SALEM TITLE COMPANY

7
VOL 14 747

KNOW ALL MEN BY THESE PRESENTS, That
S. L. BAKER and LUCILLE BAKER, husband and wife,

Grantors
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
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 844, 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 Grantors do covenant that they are lawfully seized in fee simple of the above granted
premises free from all encumbrances 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 against 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,
per man's appeared in whose names
S. L. BAKER and LUCILLE BAKER,
husband and wife.

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

Notary Public for Oregon
March 6 1961

STATE OF OREGON

County of Yamhill

I certify that the within instrument was received for record on
at 3:02 p.m. and was recorded
on Book Page Record of
Deeds of said county

Notary Public
Recorder of Counties

By *Notary Public*
Returns to

WARRANTY (MPT) ... by the Parties

14 148

THIS MORTGAGE, Made this 12th day of January, 19 81, by MARTIN ELSENRAAT and BESSIE E. ELSENRAAT, husband and wife, Mortgagee, to SEATTLE BOILER WORKS, INC., a Washington corporation, Mortgagee.

WITNESSETH, That said mortgagee, 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. 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.

Together with all and singular the tenements, hereditaments and appurtenances therunto belonging or 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 Salem, Oregon, January 12, 19 81. Per value received I promise to pay to SEATTLE BOILER WORKS, INC., a corporation, or order, at Seattle, Washington THIRTEEN THOUSAND SIX HUNDRED AND NO/100 Dollars, in lawful money of the United States of America, with interest thereon, in the lawful money at the rate of 5% per cent per annum from January 25, 1981 until paid, payable in annual installments, at the dates and in amounts as follows: \$1,200.00, or more on or before January 1, 1982; 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.

Done At No. 19 MARTIN ELSENRAAT BESSIE 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 unincumbered 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 as 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 arise on the premises or any part thereof superior to the lien of this mortgage that he will keep the buildings now on or which may hereafter be 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 companies or companies as the mortgagee may designate, and will have all policies of such insurance on said property made payable to the mortgagee or his interest any company and will deliver all policies of insurance on said premises to the mortgagee as soon as received 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 on said premises.

Now therefore if said mortgage shall here and hereafter be assigned and shall any and every assignee...

Each and all of the covenants and agreements herein contained shall apply to and bind the heirs, executors, administrators...

In case suit or action is instituted to enforce the mortgage, the Court may upon motion of the mortgagee appoint a receiver...

Notwithstanding the mortgage it is understood that the mortgage or mortgages may be more than one person, that if the mortgagee requires the original papers...

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 Eisenkrast (SEAL)

Bessie E. Eisenkrast (SEAL)

(SEAL)

(SEAL)

6254

MORTGAGE

FILE NO. 1941

MARTIN EISENKRAST and BESSIE E. EISENKRAST, husband and wife,

SEATTLE WILDER WORKS, INC., a Washington corporation,

vs. STATE OF OREGON,

County of Marion, Oregon

I certify that the within instrument was received for record on the 10th day of July 1934 at 3:44 o'clock P.M. and recorded in book on page Record of Mortgages of said County

Witness my hand and seal of County of Marion

By County Clerk - Recorder

1934

1934

STATE OF OREGON,

County of Marion

BE IT REMEMBERED That on the 10th day of July 1934 before me I, the undersigned a Notary Public in and for said County and State personally appeared the within named MARTIN EISENKRAST and BESSIE E. EISENKRAST, husband and wife,

known to me to be the identical 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 affixed my seal the day and year first above written.

Notary Public for Oregon

1934

Lot 200 - Pioneer

12-1-86
1986 DEC -1 PM 3:41 F209P0082

BARGAIN AND SALE DEED (CORPORATION)

Rosedale Nursery Co., a California Corporation dba Monrovia Nursery Company - Oregon,
a California corporation, conveys to Monrovia Nursery Company
(State of incorporation)
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 Los Angeles 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: Steven Rasmussen
Notary Public for ~~Oregon~~ 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. 11942
Permit No. G11272

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 $1^{\circ}04'$ 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 $86^{\circ}04'$ 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 $0^{\circ}31'$ 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 $89^{\circ}40'$ 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 $0^{\circ}25'$ 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 $0^{\circ}31'$ 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.

VCT&E 122038C

653-4

Warranty Deed

535A

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

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

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 has bargained and sold, and by these presents do sell bargain, sell and convey unto Adam Bauer and
Amanda Bauer, his wife, the following described premises, to-wit:

Beginning at an iron pipe set 575.06 feet East of the N.W. corner of the Alois Covert D.L.C. Plat. #1625, Ch. #47, 7 42. Township 42 N. R. 29 W. Mer. Yamhill County, Ore. as said corner was re established in County Survey #2277. 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 2017.90 feet to the South line of said Covert D. L. C. Thence N. 76° 04' 9" [at 412.23 feet intersect the N. W. corner of the Alois Ramsey D.L.C. Plat. #1620, Ch. #42] 575.70 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 S. 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 & her hereunto set their hand and seal this 27th day of
September A. D. 1912.

DONE IN THE PRESENCE OF

Lillian Nowak
H. S. Maloney

William S. 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 S. Gilson
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 & she executed the same freely for the uses and purposes therein named.
And the said William S. Gilson acknowledged to me that the contents of the same were true and
voluntarily.

WITNESS my hand and notarial seal this 27th day of September, A. D. 1912.

[SEAL]

H. S. Maloney

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

Recorded by Edith Schuman Deputy

B 121
P 88

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

THIS INSTRUMENT 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 #2 427.3 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

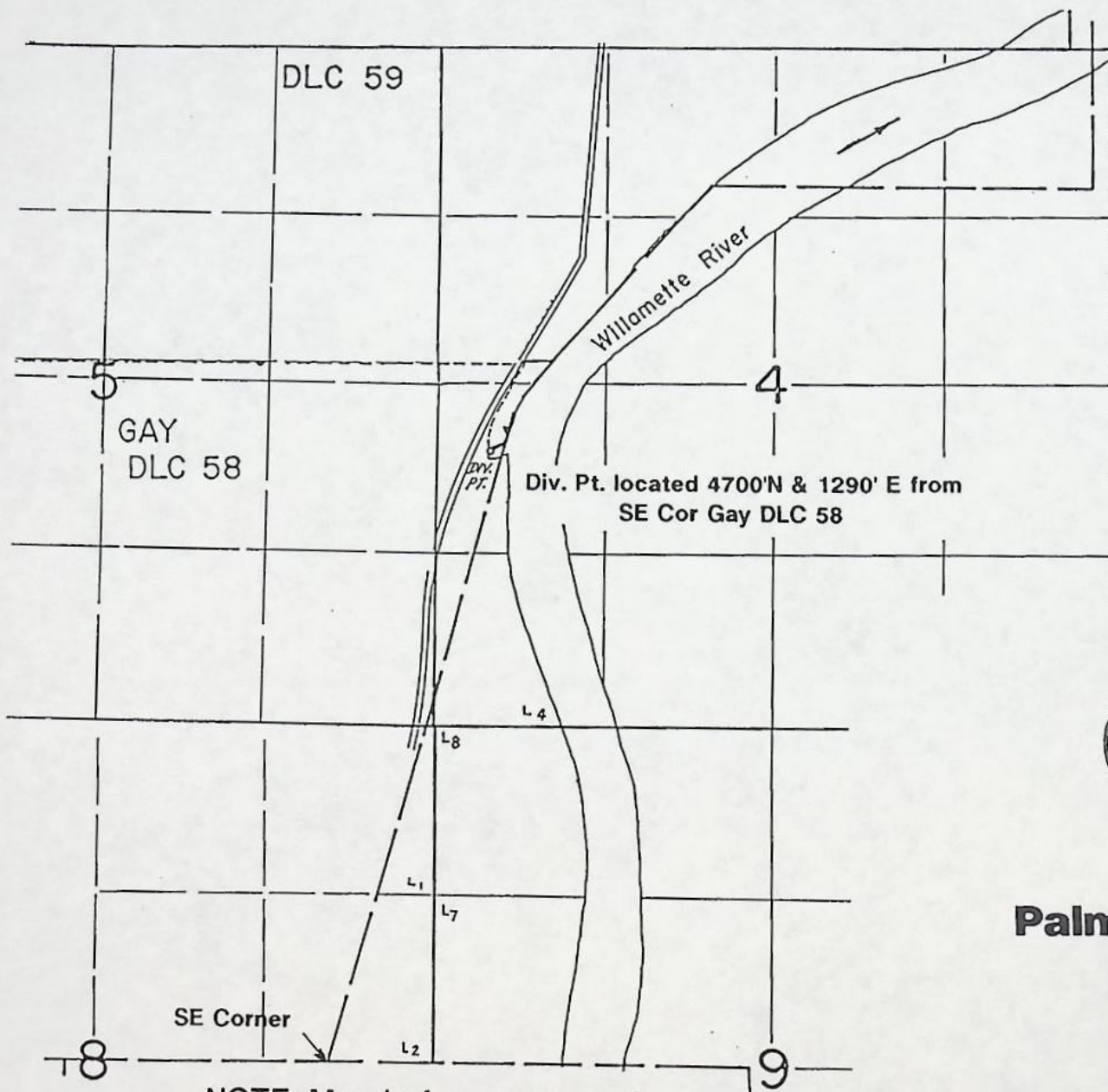
Filed Jan. 8, 1943 at 12:11 p.m.
John Herring, Jr. County Clerk
By Eva H. Debolt Deputy

Recorded by Edith Schuman Deputy

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

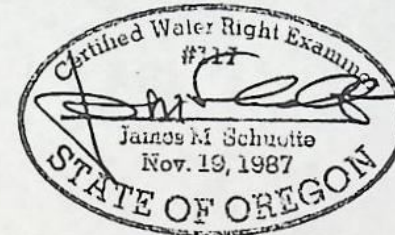
KNOW ALL MEN BY THESE PRESENTS, That we, DONALD C. SCHULTZ and VIOLA SCHULTZ, his wife, of _____ County of KING, State of WASHINGTON in consideration of TEN & NO/100 Dollars, to us paid by HARVEY BEYER and MABEL A. BEYER, husband and wife, of _____ County of Yamhill, State of Oregon, have bargained and 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.



Application No. G-11962
Permit No. G11272

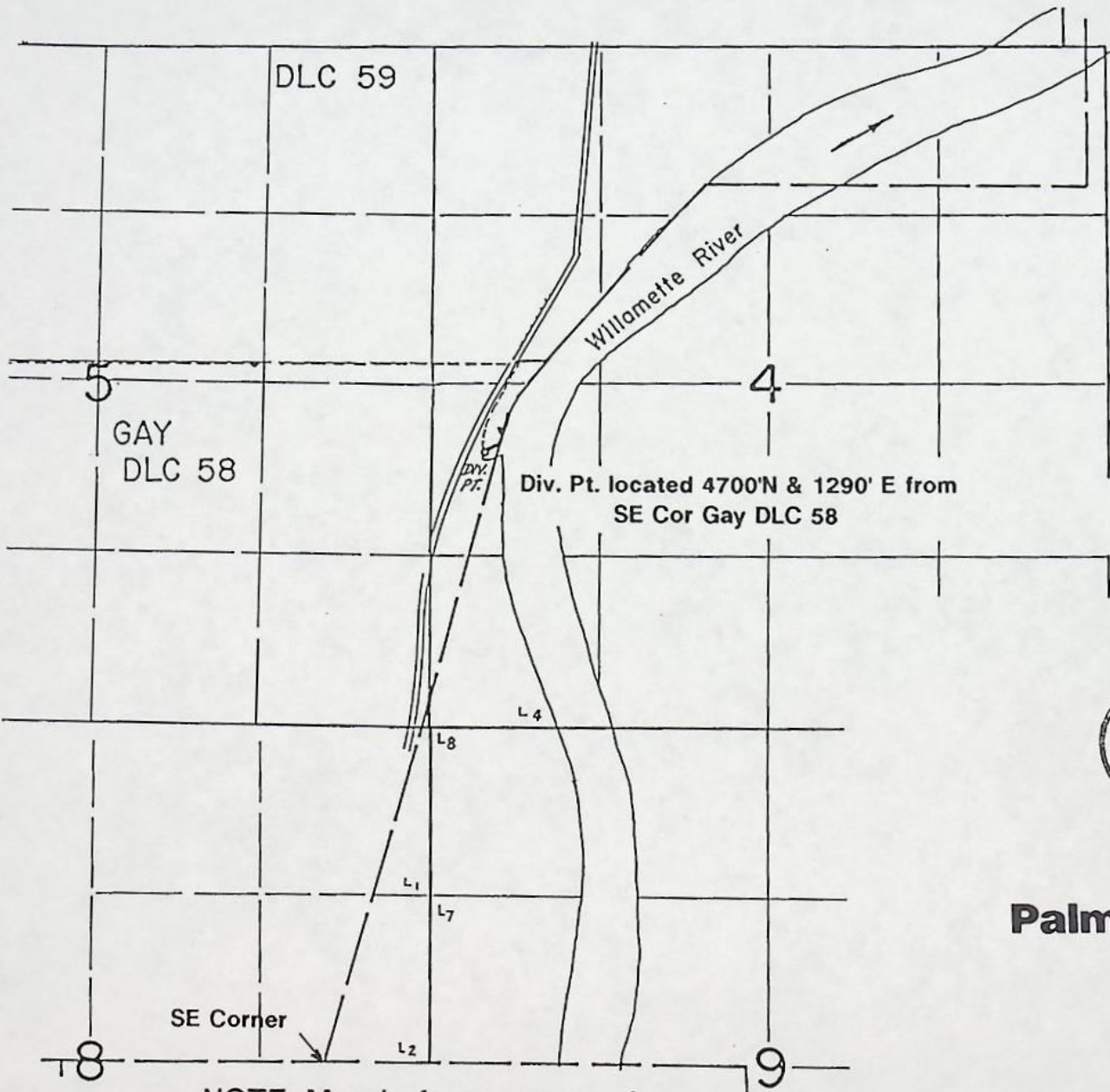
T.6S. R.3W.



Palmer Creek Water District
 for
Monrovia Nursery
Application Map

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

RECEIVED
 SEP 18 1987
 WATER RIGHTS DEPT.

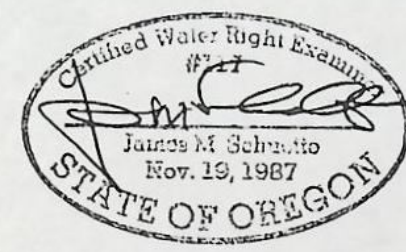


NOTE: Map is for purpose of identifying location of water right and has no intent to dimension or locate property ownership lines.



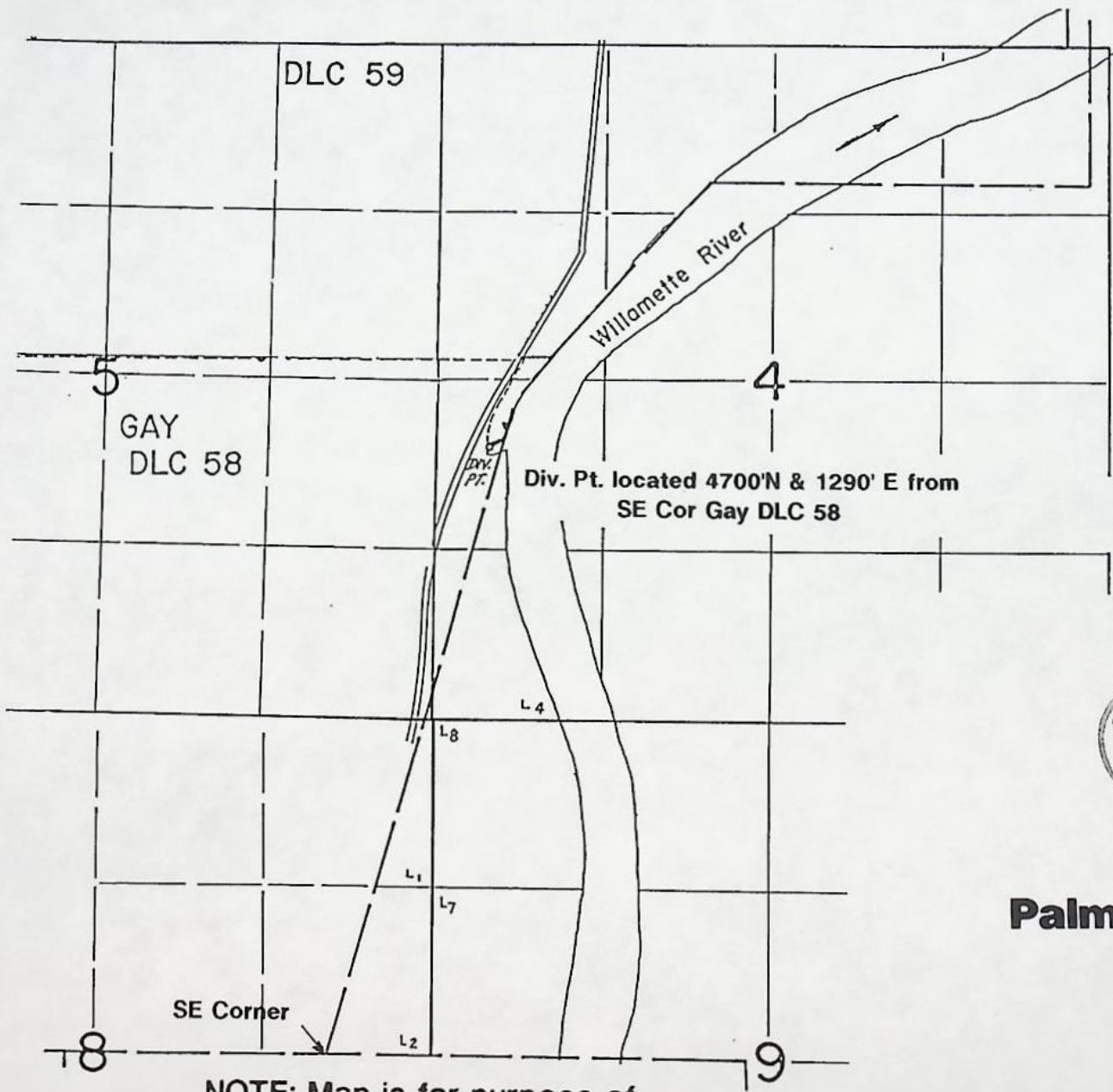
Application No. G-11962
 Permit No. G11272

T.6S. R.3W.



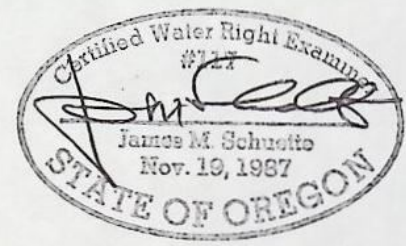
Palmer Creek Water District
 for
 Monrovia Nursery
Application Map

SEP 18 1989
 DEPT.



Application No. G-11962
 Permit No. G11272

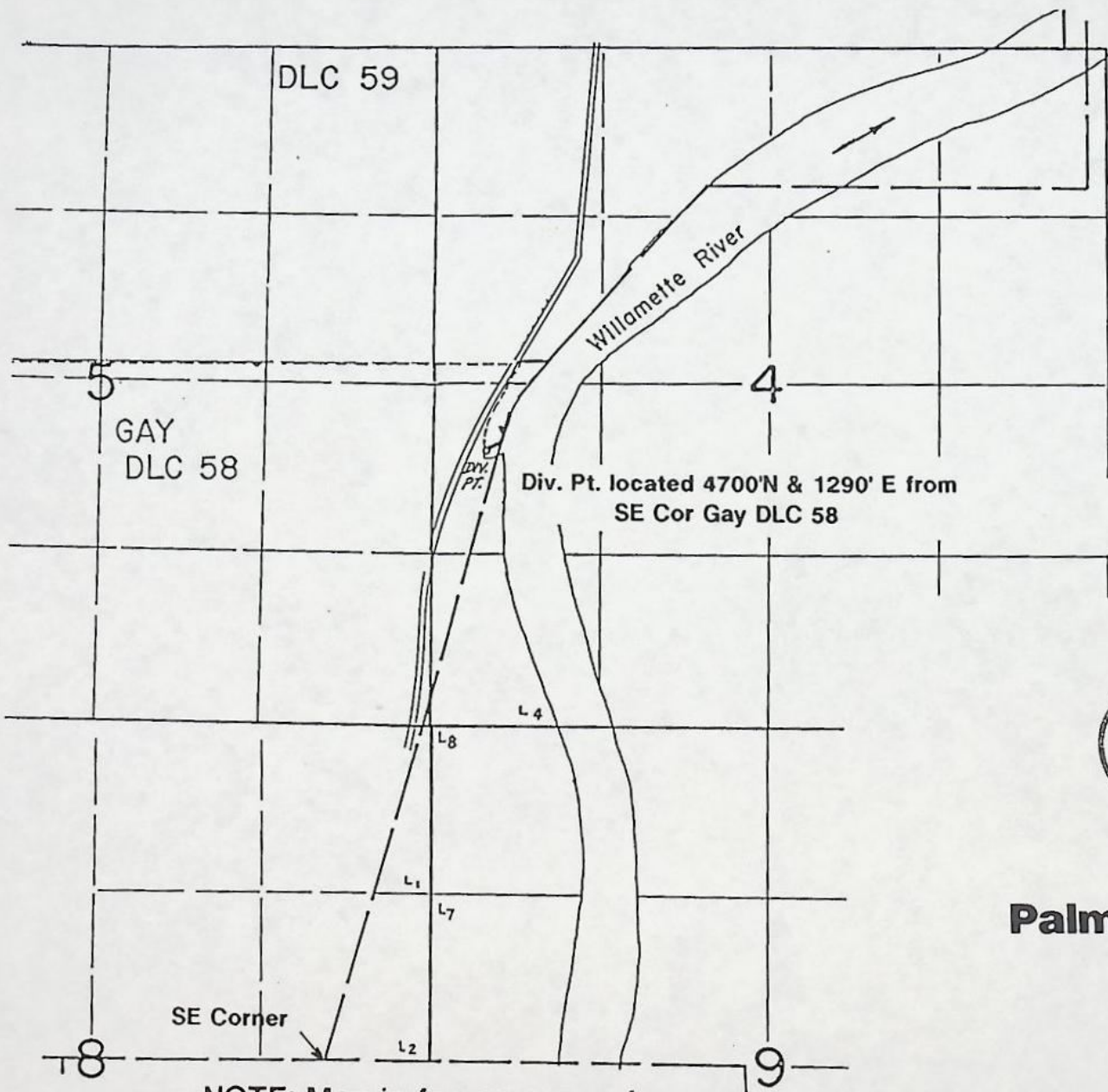
T.6S. R.3W.



Palmer Creek Water District
 for
 Monrovia Nursery
Application Map

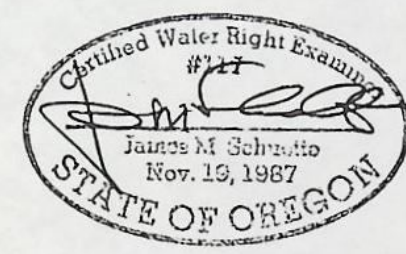
NOTE: Map is for purpose of identifying location of water right and has no intent to dimension or locate property ownership lines.

RECEIVED
 SEP 18 1989
 WATER RESOURCES DEPT.
 SALEM, OREGON



Application No. G-11962
 Permit No. G11272

T.6S. R.3W.



Palmer Creek Water District
 for
 Monrovia Nursery
Application Map

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

SEPT 18 1983
 DEPT.

APPLICATION PROCESSING OUTLINE

Basin: _____

Sub-basin: _____

Fees paid: Examination fee: 200
 Recording fees: 100
 Total: 300

Application No. G-11962
 Permit No. G11272

RATE AND DUTY _____ for irrigation

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

yes	no	
---	---	Name and mailing address of the applicant.
---	---	Source of the water.
---	---	Quantity of water to be appropriated.
---	---	Location of point of diversion to 1/4 1/4 Section.
---	---	Nature and place of use.
---	---	Name and mailing address of all legal owners of the properties involved.
---	---	Signature of the applicant
---	---	Examination fees.

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

yes	no	
---	---	Water Resources Commission classification limits or restrictions -- If yes, note: _____
---	---	State Engineer's withdrawals -- If yes, note: _____
---	---	Legislative withdrawals -- If yes, note: _____
---	---	If policy statement is unclear check with Resources Management Division.
---	---	Scenic Waterway: _____ on _____ up-stream _____ v/in 1/4 mile Notify Parks and Recreation Department
---	---	Out-of-basin diversion
---	---	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
---	---	Within Irrigation District: _____
---	---	Notify _____ Need excerpt from District
---	---	Legal description of property
---	---	Ownership statement
---	---	Other parties to Notify: _____
---	---	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
---	---	Watermaster comment form sent with copy of application and map. _____
---	---	Watermaster comments received _____
---	---	Hydrographic section comments requested _____
---	---	Hydrographic section comments received _____
---	---	O.D.F.W. sent copy of application and map(except groundwater) requesting comment _____
---	---	O.D.F.W. comments received _____
---	---	Report from D.E.O. received _____
---	---	Publish application information in weekly public notice.
---	---	Notify other owners of development
---	---	PROTESTED
---	---	filed _____
---	---	resolved _____

*GWS REPORT
 DIST w/SURFACE*

*NO RESPONSE FROM
 DF EWL
 DEB
 DR TH.
 W-W.*