



CARLTON PLANTS LLC

October 5, 2010

Oregon Water Resources Dept.
Attn: Michele McAleer
North Mall Office Building
725 Summer St. NE, Suite A
Salem OR 97301-1271

RECEIVED
OCT 07 2010
WATER RESOURCES DEPT
SALEM, OREGON

Re: File G-17293 (Gordon Farm)

Dear Michele McAleer:

I, along with our C.W.R.E. have reviewed your letter of Sept. 24, 2010 outlining details of the preliminary analysis of the above referenced application.

We would like to proceed with the application and in doing so make adjustments to the application that may allow for approval, without injury to existing ground water rights or surface water interference. Please consider the following adjustments:

- ✦ Reduce the requested rate of water from 1.CFS down to .56 CFS
 - thus, the proposed rate will not exceed one percent of the natural flow at eighty percent exceedence.
 - this should eliminate the potential for substantial interference to Palmer Creek and it's West Fork Tributary as well
- ✦ Move the location of well #3 to the area shown on the attached amended map.
 - this will move the position of the well to a distance greater than ¼ mile from Palmer Creek.
 - the reason for this is to eliminate the presumption for the potential for substantial interference with Palmer Creek.
- ✦ Withdraw well #4 from the application entirely.
 - this is due to the fact that we cannot provide a suitable location more than ¼ mile away from Palmer Creek

pg. 2 cont.

Clarification: Drawing water from drain tiles should not be an issue of potential interference.

- the time when the drain tiles function is during winter months when water is in excess
- any minor amount of water during summer months would be a result of irrigation water supplied through existing surface water rights

It is our hope that by addressing these areas of concern that the presumption of potential for substantial interference will be eliminated, allowing for a decision that will allow for year-round use of ground water.

If you should need any further information or clarification of these points please contact me.

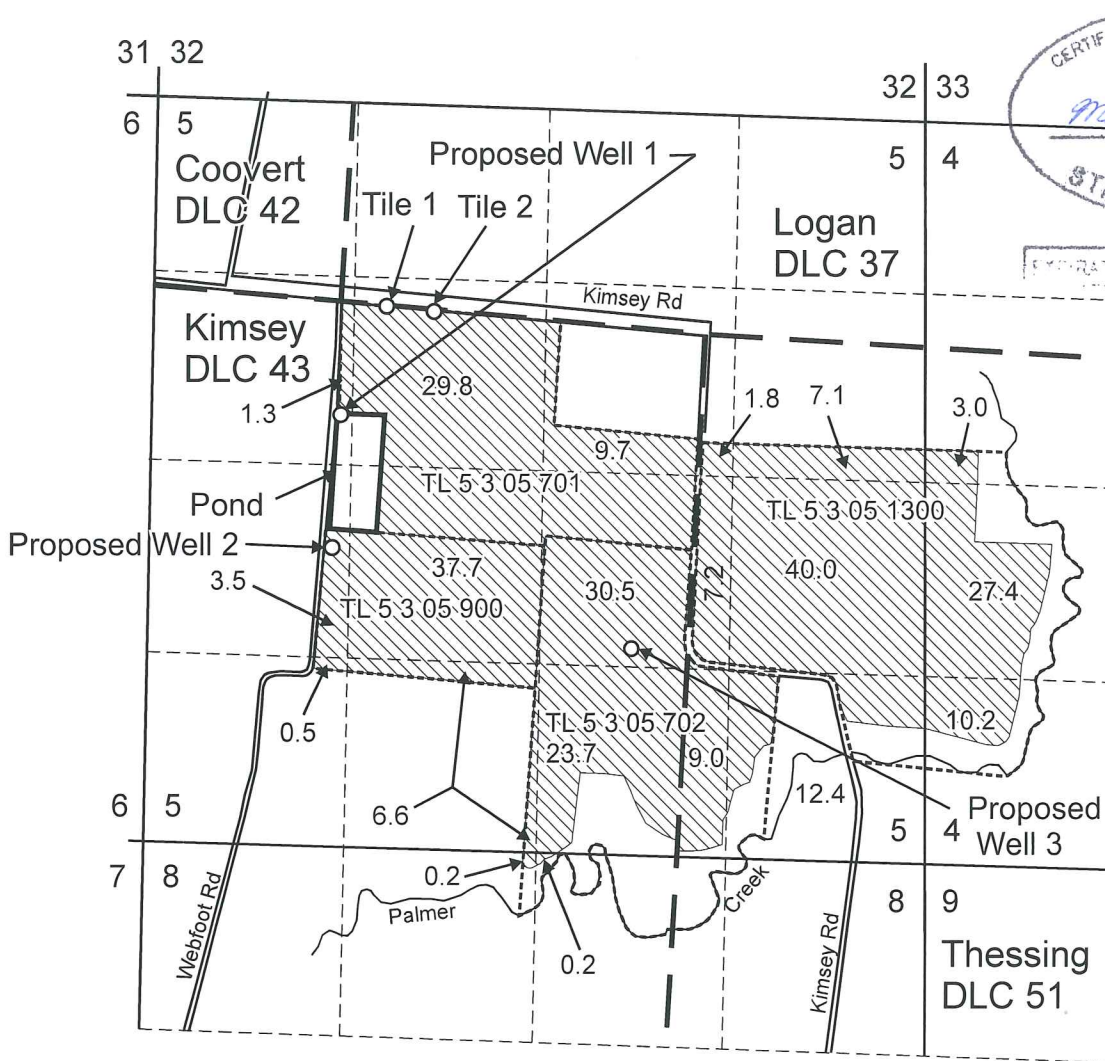
Respectfully submitted,

F. Allan Elliott



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SALEM, OREGON

T.5S. R.3W. Sec. 4, 5, and 8, W.M.






CERTIFIED WATER RIGHTS EXAMINER
#80772WRE
Melissa Kupillas
MELISSA KUPILLAS
JUNE 08, 1998
STATE OF OREGON

EXPIRATION DATE 6/30/11

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SALEM, OREGON

Proposed Well 1 is located 780 feet south and 0 feet west from the SE corner of DLC 42.
Proposed Well 2 is located 1,690 feet south and 60 feet west from the SE corner of DLC 42.
Proposed Well 3 is located 2,380 feet south and 2,009 feet east from the SE corner of DLC 42.

Proposed Tile 1 is located 40 feet south and 310 feet east from the SE corner of DLC 42.
Proposed Tile 2 is located 70 feet south and 640 feet east from the SE corner of DLC 42.

-  Area (261.8 Acres) to be irrigated.
-  DLC boundary
-  Tax lot boundary

Note: The quarter quarter lines have been projected using a tax map, government land survey maps, an aerial photograph, and best professional judgement.

Scale: 1" = 1,320'



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.

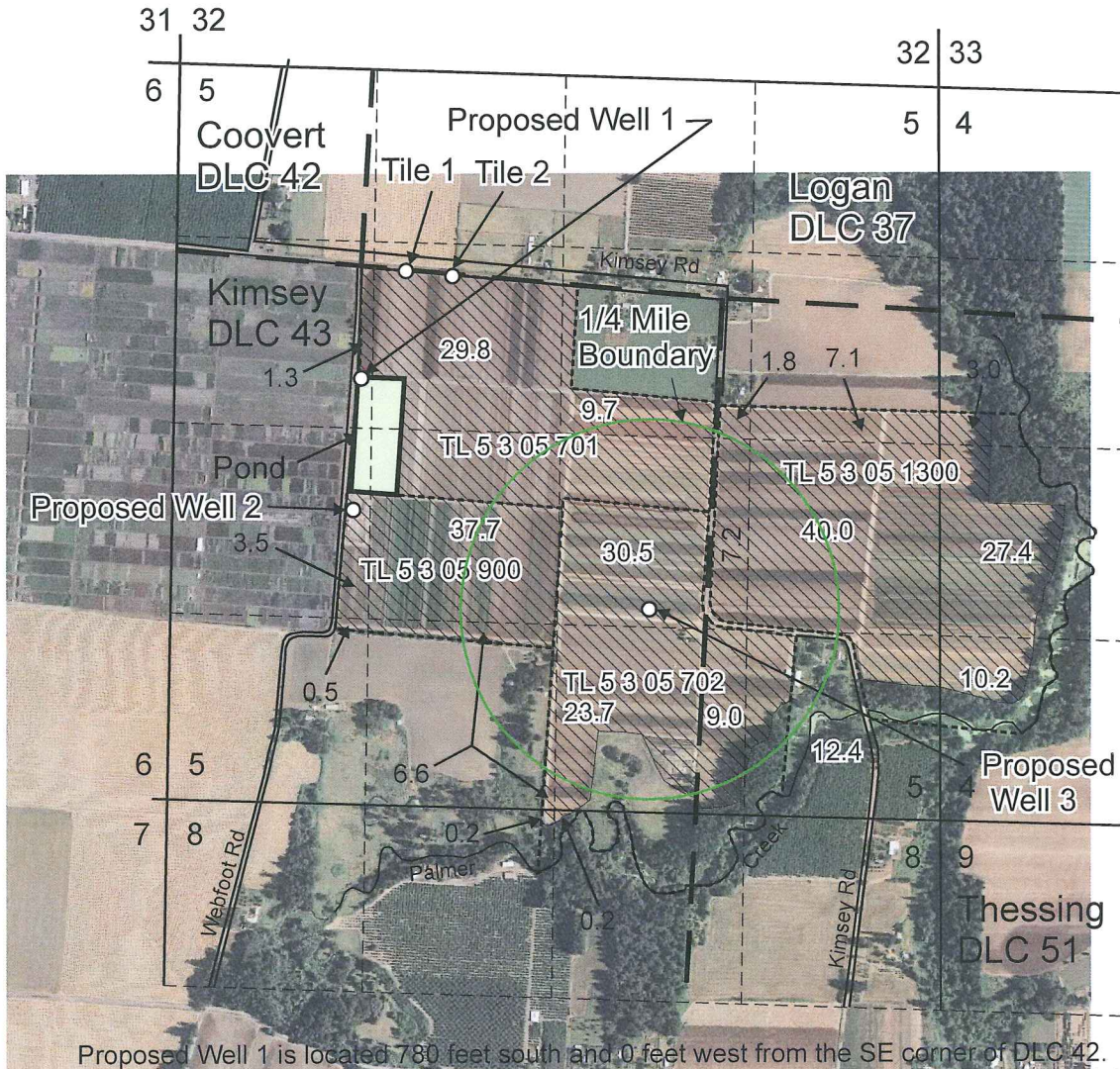


Pacific Hydro-Geology Inc.

10/2010




Revised Water Right Application Map
Ground Water Right
Carlton Nursery Co., LLC.
Gordon/Ediger/Webfoot
T.5S. R.3W. Sec. 4, 5, and 8, W.M.

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