

STATE OF OREGON

COUNTY OF WASHINGTON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

GLENN WALTERS NURSERY INC.
PO BOX 280
BANKS, OREGON 97106

(503) 693-1125

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-15805

SOURCE OF WATER: TWO WELLS IN DAIRY CREEK BASIN

PURPOSE OR USE: NURSERY USE ON 72.63 ACRES

MAXIMUM RATE: 2.99 CUBIC FEET PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: JULY 24, 2002

WELL LOCATIONS:

WELL #3 NW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 15, T1N, R3W, W.M.; 2970 FEET SOUTH
& 500 FEET EAST FROM NW CORNER, SECTION 15

WELL #4 NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 16, T1N, R3W, W.M.; 50 FEET SOUTH &
1140 FEET WEST FROM NE CORNER, SECTION 16

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 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 and 2.5 acre feet per acre per year. The use of water for NURSERY OPERATIONS may be made at anytime, during the period of allowed use specified above, 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 and 2.5 acre feet per acre during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW ¼ NW ¼	22.95 ACRES
NW ¼ SW ¼	30.84 ACRES
SW ¼ SW ¼	1.3 ACRES

SECTION 15

SE ¼ NE ¼	11.86 ACRES
NE ¼ SE ¼	5.68 ACRES

SECTION 16

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

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
 - B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- (1) Use of water from the well, as allowed herein, shall be controlled or shut off if the well displays:
- (a) An average water level decline of three or more feet per year for five consecutive years; or
 - (b) A total water level decline of fifteen or more feet; or
 - (c) A hydraulic interference decline of fifteen or more feet in any neighboring well providing water for senior exempt uses or wells covered by prior rights.

- (2) The water user shall install a meter or other measuring device suitable to the Director, and shall submit an annual report of water used to the Department by December 1 of each year.
- (3) The permittee/appropriator shall be responsible for complying with each of the following requirements for measuring water levels in the well.
 - (a) Use of water from a new well shall not begin until an initial static water level in the well has been measured and submitted to the Department.
 - (b) In addition to the measurement required in subsection (a) of this section, a water level measurement shall be made each year during the period March 1 through March 31.
 - (c) All water level measurements shall be made by a qualified individual. Qualified individuals are certified water rights examiners, registered geologists, registered professional engineers, licensed land surveyors, licensed water well constructor, licensed pump installer, or the permittee/appropriator.
 - (d) Any qualified individual measuring a well shall use standard methods of procedure and equipment designed for the purpose of well measurement. The equipment used shall be well suited to the conditions of construction at the well. A list of standard methods of procedure and suitable equipment shall be available from the Department.
 - (e) The permittee/appropriator shall submit a record of the measurement to the Department on a form available from the Department. The record of measurement shall include both measurements and calculations, shall include a certification as to their accuracy signed by the individual making the measurements, and shall be submitted to the Department within 90 days from the date of measurement. The Department shall determine when any of the declines cited in section (1) are evidenced by the well measurement required in section (3).

STANDARD CONDITIONS

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the

schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

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

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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

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

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

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

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

Complete application of the water to the use shall be made on or before October 1, 2007. If the water is not completely applied before this date, and the permittee wishes to continue development under the permit, the permittee must submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued August 21, 2003


Paul R. Cleary, Director
Water Resources Department

REAL ESTATE TRANSACTIONS: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

CULTURAL RESOURCES PROTECTION LAWS: Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-378-4168, extension 232.

Application G-15805
Basin 02
huffmaam

Water Resources Department
Volume 20 DAIRY CR MISC

PERMIT G-15479
District 18

9 10

16 15

SECTION 15 & 16
T.1N., R.3W., W.M.
WASHINGTON COUNTY, OREGON

RECEIVED

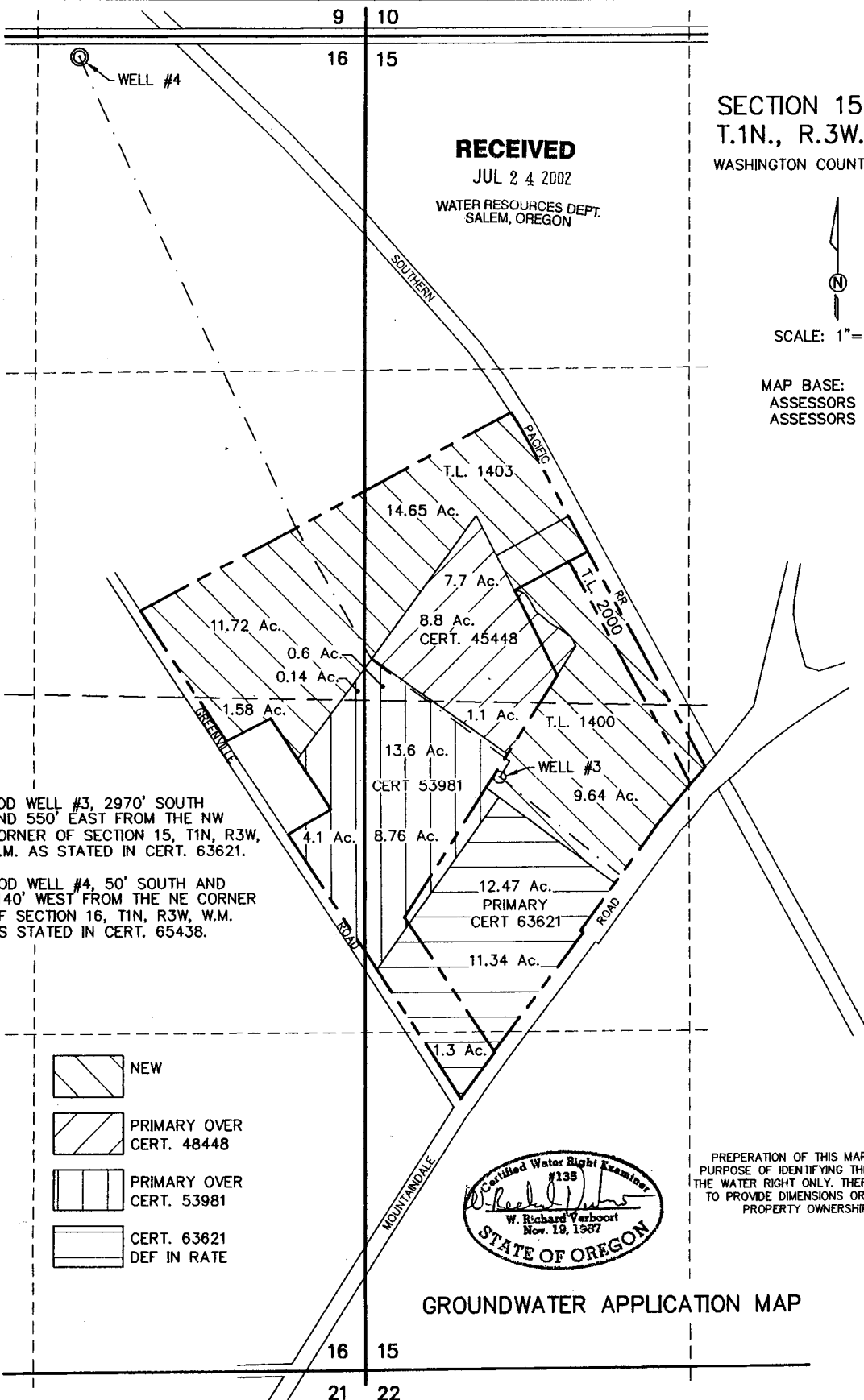
JUL 24 2002

WATER RESOURCES DEPT.
SALEM, OREGON







SCALE: 1"=400'

MAP BASE:
ASSESSORS MAP
ASSESSORS PHOTO



⊙ POD WELL #3, 2970' SOUTH AND 550' EAST FROM THE NW CORNER OF SECTION 15, T1N, R3W, W.M. AS STATED IN CERT. 63621.

⊙ POD WELL #4, 50' SOUTH AND 1140' WEST FROM THE NE CORNER OF SECTION 16, T1N, R3W, W.M. AS STATED IN CERT. 65438.

-  NEW
-  PRIMARY OVER CERT. 48448
-  PRIMARY OVER CERT. 53981
-  CERT. 63621 DEF IN RATE



PREPARATION OF THIS MAP IS FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF THE WATER RIGHT ONLY. THERE IS NO INTENT TO PROVIDE DIMENSIONS OR LOCATION OF PROPERTY OWNERSHIP LINES.

GROUNDWATER APPLICATION MAP

16 15

21 22

VERBOORT ENGINEERING
AGRICULTURE · CIVIL · WATER RESOURCES
HILLSBORO, OREGON

by	date
designed WRV	06/24/02
drawn JER	06/24/02
checked WRV	06/24/02
drawing no.	02-B-06
sheet no.	1 / 1

GLENN WALTERS NURSERY, INC
P.O. BOX 280
BANKS, OR 97106

appno G-15805 Permit no G-15479

STATE OF OREGON

COUNTY OF WASHINGTON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

GLENN WALTERS NURSERY INC
PO BOX 280
BANKS, OR 97106

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-86365

SOURCE OF WATER: A RESERVOIR, PERMIT R-10889, AND RECOVERED NURSERY RUN-OFF, TRIBUTARIES OF EAST FORK DAIRY CREEK

PURPOSE OR USE: NURSERY USE ON 72.3 ACRES

MAXIMUM RATE/VOLUME: 40.0 ACRE FEET FROM A RESERVOIR, AND 1.0 CUBIC FOOT PER SECOND FROM RUNOFF

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: JULY 5, 2005

POINT OF DIVERSION LOCATIONS:

PUMP STATION (RESERVOIR): NW $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 16, T1N, R3W, W.M.; 920 FEET SOUTH & 2330 FEET WEST FROM NE CORNER, SECTION 16

POD 2 (RECOVERED RUNOFF): SW $\frac{1}{4}$ NW $\frac{1}{4}$ SECTION 15, T1N, R3W, W.M.; 2070 FEET SOUTH & 700 FEET EAST FROM NW CORNER, SECTION 15

The amount of water used for nursery use is limited to a maximum of 5.0 acre feet per acre and a diversion of 0.15 cubic foot per second per acre. For irrigation of containerized nursery plants, the amount of water diverted is limited to one fortieth of one cubic foot per second and 5.0 acre feet per acre per year. For irrigation of in-ground nursery plants the amount of water diverted is limited to one eightieth of one cubic foot per second and 2.5 acre feet per acre per year. The use of water for nursery use may be made at any time, during the period of allowed use specified above, that the use is beneficial. For irrigation of any other crop, the amount of water diverted is limited to one eightieth of one cubic foot per second and 2.5 acre feet per acre during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW ¼ NW ¼ 22.5 ACRES
NW ¼ SW ¼ 30.9 ACRES
SW ¼ SW ¼ 1.3 ACRES
SECTION 15

SE ¼ NE ¼ 11.9 ACRES
NE ¼ SE ¼ 5.7 ACRES
SECTION 16

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

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the water user shall install a meter or other suitable measuring device as approved by the Director. The water user shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water use information, including the place and nature of use of water under the permit.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

STANDARD CONDITIONS

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

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

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

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

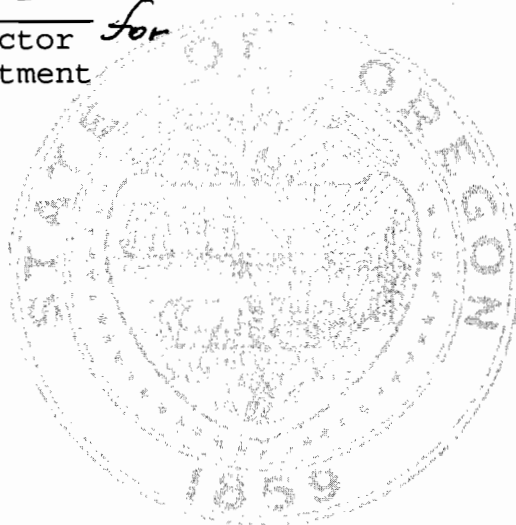
Completion of construction and complete application of the water to the use shall be made on or before October 1, 2010. If the water is not completely applied before this date, and the water user wishes to continue development under the permit, the water user must submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after complete application of water to the proposed use, the water user shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

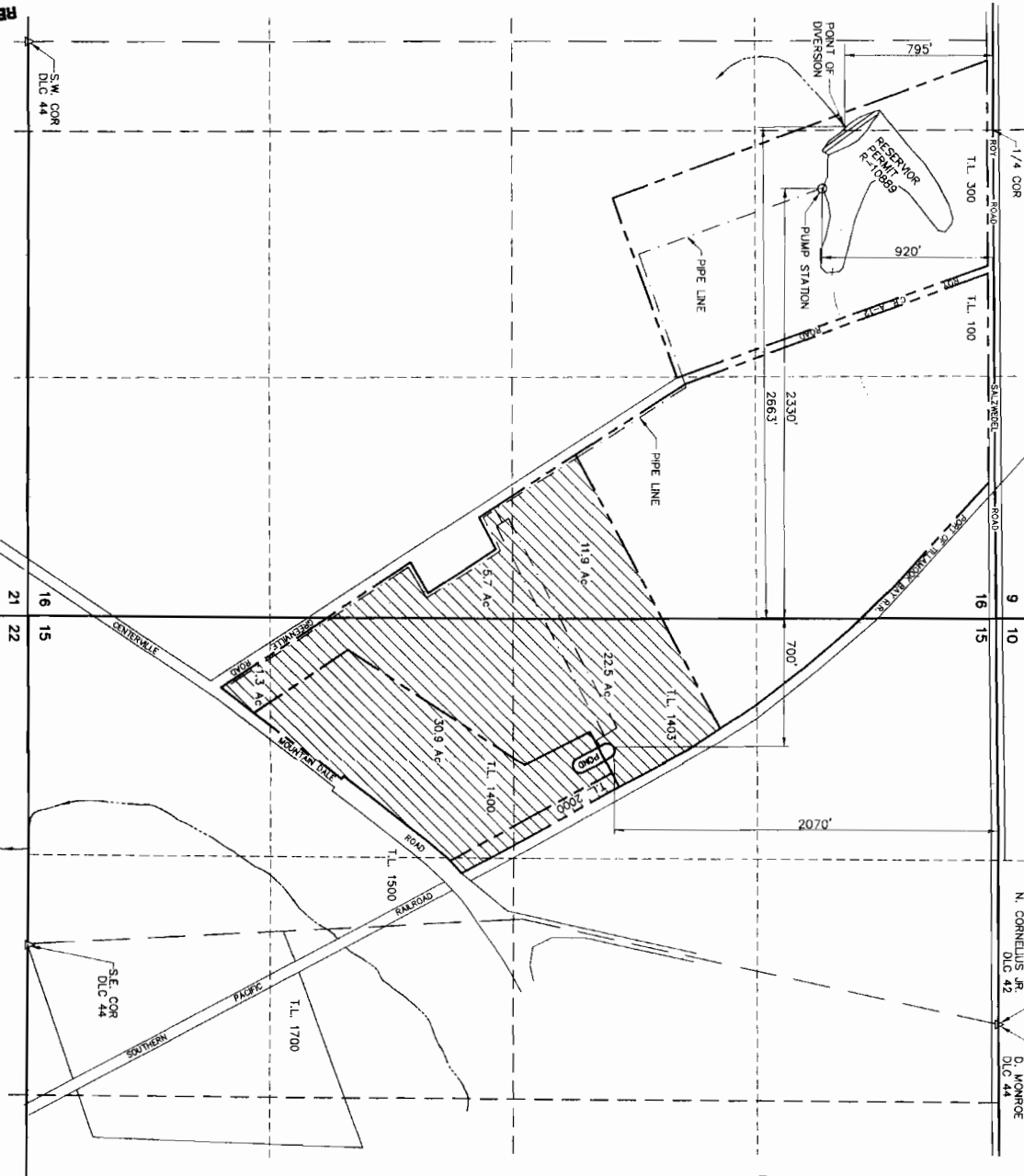
Issued May 25, 2006

E. Timothy Ward

Phillip C. Ward, Director *for*
Water Resources Department



SECTION 15 & 16, T.1 N., R.3 W., W.M.
WASHINGTON COUNTY, OREGON



SCALE: 1"=400'
MAP BASE:
ASSESSORS MAP
PERMITS MAPS
2002 PHOTO

11-14
22-51
3-7
30-61
1-3-1
C.D. 7/6/05

RECEIVED
JUL 05 2005
RESOURCES DEPT

APP# S 86365



PREPARATION OF THIS MAP IS FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF THE PROPERTY OWNERSHIP LINES.

Stuntzner Engineering & Forestry, LLC
ENGINEERING • LAND SURVEYING • FORESTRY
PLANNING • WATER RIGHTS
3013-A PACIFIC AVENUE TEL: (503) 307-0717

	by	date
designed	WRV	05/15/05
drawn	JER	05/15/05
checked	WRV	05/15/05
drawing no.	305-2-076	
sheet no.	1 / 1	

**SURFACE WATER APPLICATION
GLENN WALTERS NURSERY, INC.**
P.O. BOX 280
BANKS, OR 97106

STATE OF OREGON

COUNTY OF WASHINGTON

ORDER APPROVING A CHANGE IN CHARACTER OF USE
AND A CHANGE IN PLACE OF USE

Pursuant to ORS 537.705, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 9196 submitted by

GLENN WALTERS NURSERY, INC.
P.O. BOX 280
BANKS, OREGON 97106.

The first right to be modified, as evidenced by Certificate 45448, was perfected under Permit G-5043 with a date of priority of SEPTEMBER 9, 1970. The right allows the use of A WELL, in the DAIRY CREEK BASIN, for INDUSTRIAL (FRUIT AND JUICE PROCESSING) USE. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.11 cubic foot per second, if available at the original well; SW $\frac{1}{4}$ NW $\frac{1}{4}$, AS PROJECTED WITHIN MONROE DLC 44, SECTION 15, T 1 N, R 3 W, W.M.; 40 FEET NORTH AND 1020 FEET EAST FROM THE W $\frac{1}{4}$ CORNER OF SECTION 15, or its equivalent in case of rotation, measured at the well.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

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 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

The second right to be modified, as evidenced by Certificate 53981, was perfected under Permit G-7247 with a date of priority of SEPTEMBER 9, 1976. The right allows the use of CLERMONT WEST WELL 2, in the EAST FORK DAIRY CREEK BASIN, for INDUSTRIAL USES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.17 cubic foot per second, if available at the original well; NE¼ SE¼, AS PROJECTED WITHIN MONROE DLC 44, SECTION 16, T 1 N, R 3 W, W.M.; 2700 FEET SOUTH AND 2680 FEET WEST FROM THE NE CORNER OF DLC 44, or its equivalent in case of rotation, measured at the well.

The third right to be modified, as evidenced by Certificate 63621, was perfected under Permit G-10786 with a date of priority of JUNE 22, 1987. The right allows the use of A WELL, in the TUALATIN RIVER BASIN, for INDUSTRIAL USES IN THE PROCESSING OF FRESH FRUIT. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 70 gallons per minute, if available at the original well; NW¼ SW¼, AS PROJECTED WITHIN MONROE DLC 44, SECTION 15, T 1 N, R 3 W, W.M.; 2970 FEET SOUTH AND 550 FEET EAST FROM THE NW CORNER OF SECTION 15, or its equivalent in case of rotation, measured at the well.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

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

The authorized place of use is as follows:

PERMITS G-5043, G-7247, AND G-10786

NW¼ SW¼
AS PROJECTED WITHIN MONROE DLC 44
SECTION 15

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

The applicant proposes to change the character of use of PERMIT G-5043 FROM INDUSTRIAL (FRUIT AND JUICE PROCESSING) USE TO SUPPLEMENTAL IRRIGATION OF 8.8 ACRES AND AGRICULTURAL USE FOR NURSERY CROPS.

The applicant proposes to change the character of use of PERMIT G-7247 FROM INDUSTRIAL USES TO SUPPLEMENTAL IRRIGATION OF 13.6 ACRES AND AGRICULTURAL USE FOR NURSERY CROPS.

The applicant proposes to change the character of use of PERMIT G-5043 FROM INDUSTRIAL USES IN THE PROCESSING OF FRESH FRUIT TO IRRIGATION OF 12.47 ACRES AND AGRICULTURAL USE FOR NURSERY CROPS.

The applicant proposes to change the place of use to:

SUPPLEMENTAL IRRIGATION AND AGRICULTURAL USE FOR NURSERY CROPS

PERMIT G-5043

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 7.70 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 1.10 ACRES
BOTH AS PROJECTED WITHIN
MONROE DLC 44
SECTION 15

PERMIT G-7247

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 0.60 ACRE
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 8.76 ACRES
BOTH AS PROJECTED WITHIN
MONROE DLC 44
SECTION 15

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 0.14 ACRE
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 4.10 ACRES
BOTH AS PROJECTED WITHIN
MONROE DLC 44
SECTION 16

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

PRIMARY IRRIGATION AND AGRICULTURAL USE FOR NURSERY CROPS

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 11.34 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 1.13 ACRES
BOTH AS PROJECTED WITHIN MONROE DLC 44
SECTION 15

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

THESE CHANGES TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed changes shall be completed on or before October 1, 2005.
2. The use of water for irrigation, together with any other right on the same lands, shall be limited to a rate of diversion not to exceed ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2½ acre feet for each acre irrigated during the irrigation season of each year.
3. The use of water for agricultural use for nursery crops shall not exceed the following rates of diversion:
0.11 cubic foot per second (cfs) under Permit G-5043;
0.17 cfs under Permit G-7247; and 70.0 gallons per minute under Permit G-10786.
4. The use of water for agricultural use for nursery crops may be made at any time of the year that the use is beneficial.

Certificates 45448, 53981, and 63621 are cancelled. When satisfactory proof of the completed changes is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources

Director, affixed OCT 06 2003.


Paul R. Cleary, Director

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Correcting the Approval)
Order for Transfer Application T-9196,) **CORRECTION ORDER**
Washington County, Oregon)

Statements of Fact

1. The final order approving Transfer Application T-9196 was signed on October 6, 2003 and recorded at Special Order Volume 58, Page 158.
2. The order authorized a change in character of use and a change in place of use for Permits G-5043, G-7247 and G-10786.
3. Scrivener’s errors were found in the third proposed use paragraph and in the description of the proposed place of use.
4. The third proposed use paragraph is as follows:

“The applicant proposes to change the character of use of PERMIT G-5043 FROM INDUSTRIAL USES IN THE PROCESSING OF FRESH FRUIT TO IRRIGATION OF 12.47 ACRES AND AGRICULTURAL USE FOR NURSERY CROPS.”

Permit G-5043 is in error, it needs to be replaced by Permit G-10786

5. The description of the proposed place of use in error is as follows:

“PRIMARY IRRIGATION AND AGRICULTURAL USE FOR NURSERY CROPS

NW¼ NW¼ 11.34 ACRES
SW¼ SW¼ 1.13 ACRES
BOTH AS PROJECTED WITHIN MONROE DLC 44
SECTION 15

TOWNSHIP 1 NORTH, RANGE 3 WEST, W.M.”

Permit G-10786 was omitted from the description.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order 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 137-004-080 and OAR 690-01-005, you may either petition for judicial review or petition the Director for reconsideration of this order.

Conclusion

The scrivener's errors found in the final order approving Transfer Application T-9196, approved on October 6, 2003, and recorded in Special Order Volume 58, Page 158, are corrected.

Now, therefore, it is ORDERED:

1. The third paragraph describing the proposed use in the order approving Transfer 9196, be corrected to read as follows:

The applicant proposes to change the character of use of PERMIT G-10786 FROM INDUSTRIAL USES IN THE PROCESSING OF FRESH FRUIT TO IRRIGATION OF 12.47 ACRES AND AGRICULTURAL USE FOR NURSERY CROPS.

2. The description of the proposed place of use in the order approving Transfer 9196, be corrected to read as follows:

PRIMARY IRRIGATION AND AGRICULTURAL USE FOR NURSERY CROPS

PERMIT G-10786

NW¼ NW¼ 11.34 ACRES

SW¼ SW¼ 1.13 ACRES

BOTH AS PROJECTED WITHIN MONROE DLC 44
SECTION 15

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

Dated at Salem, Oregon this 9th day of August, 2004.



Phillip C. Ward
Acting Director

STATE OF OREGON

COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That CLERMONT WEST, INC.

of P.O. Box 294, Hillsboro, State of Oregon, 97123, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of a well

a tributary of Dairy Creek for the purpose of industrial (fruit and juice processing)

under Permit No. G-5043 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from September 9, 1970 that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.11 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Monroe DLC 44, Section 15, T. 1 N., R. 3 W., W. M., 40 feet North and 1020 feet East from the W $\frac{1}{2}$ corner of Section 15.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ----- of one cubic foot per second per acre,

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


A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

NW $\frac{1}{4}$ SW $\frac{1}{4}$
As projected within Monroe DLC 44
Section 15
T. 1 N., R. 3 W., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described. and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. April 12, 1978


Water Resources Director

STATE OF OREGON

COUNTY OF

WASHINGTON

CERTIFICATE OF WATER RIGHT

This is to certify, That CLERMONT WEST, INC.

of PO Box 604, Hillsboro, State of Oregon 97123, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Clermont West Well 2

a tributary of East Fork Dairy Creek for the purpose of industrial uses

under Permit No. G-7247 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from September 9, 1976 that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.17 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is located in the NE 1/4 SE 1/4 as projected within Monroe DLC 44, Section 16, T1N, R3W, WM; 2700 feet South and 2680 feet West from NE Corner, Monroe DLC 44.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to _____ of one cubic foot per second per acre,

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

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

NW 1/4 SW 1/4 as projected within Monroe DLC 44 Section 15 Township 1 North, Range 3 West, WM

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the Water Resources Director, affixed

this date. March 13, 1986

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 49, page 53981

3154D/VG G7510

STATE OF OREGON
COUNTY OF WASHINGTON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CLERMONT FRUIT PACKERS, INC.
P.O. BOX 604
HILLSBORO, OREGON 97123

confirms the right to use the waters of A WELL in the TUALATIN RIVER BASIN for the purpose of INDUSTRIAL USES IN THE PROCESSING OF FRESH FRUIT.

The right has been perfected under Permit G-10786. The date of priority is JUNE 22, 1987. The right is limited to not more than 70.0 GALLONS PER MINUTE or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 SW 1/4, AS PROJECTED WITHIN DLC 44, SECTION 15, T 1 N, R 3 W, W.M.; 2970 FEET SOUTH AND 550 FEET EAST FROM THE NW CORNER OF SECTION 15.

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

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

NW 1/4 SW 1/4
AS PROJECTED WITHIN DLC 44
SECTION 15
TOWNSHIP 1 NORTH, RANGE 3 WEST, W.M.

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

WITNESS the signature of the Water Resources Director, affixed this date DECEMBER 27, 1989.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 63621

G-11665.DM