

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STEPHEN D. WARNOCK
ROUTE 1, BOX 1463
BANDON, OREGON 97411

confirms the right to use the waters of THREE WELLS in the CROFT LAKE BASIN for CRANBERRY OPERATIONS ON 11.2 ACRES AND IRRIGATION OF 1.0 ACRE.

This right was perfected under Permit G-11827. The date of priority is OCTOBER 14, 1991. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.42 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

WELL 1 - SW 1/4 NW 1/4, SECTION 12, TOWNSHIP 30 SOUTH, RANGE 15 WEST, W.M.; 150 FEET NORTH AND 1050 FEET EAST FROM THE W 1/4 CORNER OF SECTION 12;

WELL 2 - SW 1/4 NW 1/4, SECTION 12, TOWNSHIP 30 SOUTH, RANGE 15 WEST, W.M.; 350 FEET NORTH AND 1270 FEET EAST FROM THE W 1/4 CORNER OF SECTION 12; AND

WELL 3 - SW 1/4 NW 1/4, SECTION 12, TOWNSHIP 30 SOUTH, RANGE 15 WEST, W.M.; 110 FEET NORTH AND 780 FEET EAST FROM THE W 1/4 CORNER OF SECTION 12.

The amount of water diverted for CRANBERRY OPERATIONS, together with amounts secured under any other rights existing for the same lands, is limited as follows: For temperature control, 0.15 cubic foot per second per acre; For flood harvesting or pest control, 0.05 cubic foot per second per acre; For irrigation of cranberries, ONE-FORTIETH of one cubic foot per second and 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. For the irrigation of any other crop, ONE-EIGHTIETH of one cubic foot per second and 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, 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 use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

<u>Cranberry Operations</u>	<u>Irrigation</u>
11.2 Acres	1.0 Acre
SW 1/4 NW 1/4	
Section 12	
Township 30 South, Range 15 West, W.M.	

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Measurement, recording and reporting conditions:

- A. The water user shall maintain 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 right.
- 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.

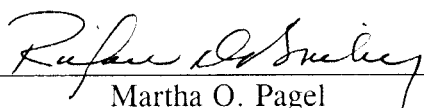
The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

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.

The right to the use of the water for the above purpose is restricted to beneficial use without waste on the lands or place of use described. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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

WITNESS the signature of the Water Resources Director, affixed FEBRUARY 16, 1999.


Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 75995.