

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HAROLD AND/OR SALLY RUSSELL  
ROUTE 2, BOX 2160  
BANDON, OREGON 97411

confirms the right to use the waters of WELLS NO. 1, 2 AND 3 in the COQUILLE RIVER BASIN for CRANBERRY OPERATIONS ON 36.8 ACRES AND TEMPERATURE CONTROL ON 19.7 ACRES.

This right was perfected under Permit G-11375. The date of priority is DECEMBER 21, 1990. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.32 CUBIC FEET PER SECOND(CFS); BEING 0.88 CFS FROM WELL 1, 0.61 CFS FROM WELL 2 AND 0.83 CFS FROM WELL 3, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

WELL 1 - NE 1/4 NE 1/4, SECTION 4, TOWNSHIP 28 SOUTH, RANGE 14 WEST, WM;  
2060 FEET NORTH AND 740 FEET WEST FROM THE E 1/4 CORNER OF SECTION 4;

WELL 2 - NW 1/4 NW 1/4, SECTION 3, TOWNSHIP 28 SOUTH, RANGE 14 WEST,  
WM; 2060 FEET NORTH AND 590 FEET EAST FROM THE E 1/4 CORNER OF  
SECTION 4; AND

WELL 3 - SE 1/4 SW 1/4, SECTION 34, TOWNSHIP 27 SOUTH, RANGE 14 WEST, WM;  
2900 FEET NORTH AND 1370 FEET EAST FROM THE E 1/4 CORNER OF SECTION 4.

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 per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated 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 place of use to which this right is appurtenant is as follows:

	CRANBERRY OPERATIONS	TEMPERATURE CONTROL
SW 1/4 SW 1/4	21.2 ACRES	
SE 1/4 SW 1/4	9.4 ACRES	
SECTION 34		
TOWNSHIP 27 SOUTH, RANGE 14 WEST, W.M.		
NW 1/4 NW 1/4	6.2 ACRES	6.3 ACRES
SECTION 3		
NE 1/4 NE 1/4		13.4 ACRES
SECTION 4		
TOWNSHIP 28 SOUTH, RANGE 14 WEST, W.M.		

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

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.

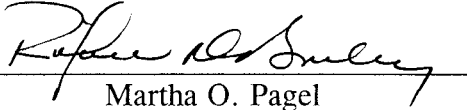
The Director may require water level or pump test results every ten years.

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.

The right to use 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 MAY 14, 1999.

  
Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 76165.