

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROBERT L ATEN
53539 ROSA RD
BANDON OR 97411

confirms the right to use the waters of WEST UNNAMED STREAM WHEN AVAILABLE WITH ANY DEFICIENCY TO BE MADE UP BY APPROPRIATION FROM EAST UNNAMED STREAM AND TWO RESERVOIRS CONSTRUCTED UNDER PERMIT R-11150, TRIBUTARIES OF CROOKED CREEK FOR IRRIGATION OF 4.5 ACRES, TEMPERATURE CONTROL (HEAT AND FROST CONTROL) AND FLOOD HARVESTING of 6.9 ACRES.

This right was perfected under Permit S-50716. The date of priority is MARCH 8, 1988. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.07 CUBIC FEET PER SECOND (CFS), BEING 0.18 CFS FOR IRRIGATION, 0.36 CFS FOR FLOOD HARVEST AND 1.07 FOR TEMPERATURE CONTROL, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion (POD) are located as follows:

POD	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
1	29 S	14 W	WM	17	NW NW	430 FEET SOUTH & 600 FEET EAST FROM NW CORNER, SECTION 17
2	29 S	14 W	WM	17	NW NW	550 FEET SOUTH & 1285 FEET EAST FROM NW CORNER, SECTION 17

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. If for the irrigation of any other crop, this appropriation shall be limited to ONE- EIGHTIETH of one cubic foot per second 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 right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

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.

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

CRANBERRY							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
29 S	14 W	WM	17	NW NW			6.9

Diversion screening or fish passage facilities shall be designed, installed and operated to Oregon Department of Fish and Wildlife specifications.

The water user shall record and submit annually to the Water Resources Department all pertinent data pertaining to use of water for temperature control on forms furnished.

This right is for the beneficial use of water. By law, the land associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

Issued DEC 21 2007



Phillip C. Ward, Director
Water Resources Department