

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROBERT L ATEN
53539 ROSA ROAD
BANDON OR 97411

confirms the right to store water perfected under the terms of Permit R-11150. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION NUMBER: R-69546

SOURCE: WEST UNNAMED STREAM AND EAST UNNAMED STREAM, TRIBUTARIES OF CROOKED CREEK

STORAGE FACILITY: UNNAMED RESERVOIR 1 AND UNNAMED RESERVOIR 2

PURPOSE or USE: IRRIGATION, FLOOD HARVESTING AND TEMPERATURE CONTROL (TO INCLUDE FROST PROTECTION AND HEAT CONTROL)

MAXIMUM STORAGE VOLUME: 6.0 ACRE FEET (AF), BEING STORAGE IN RESERVOIR 1 OF 1.5 AF FOR IRRIGATION, 0.6 AF FOR TEMPERATURE CONTROL, 0.9 AF FOR FLOOD HARVESTING, AND STORAGE IN RESERVOIR 2 OF 1.5 AF FOR IRRIGATION, AND 1.5 AF FOR FLOOD HARVESTING

DATE OF PRIORITY: MARCH 8, 1988

DAM LOCATIONS:

Reservoir	Twp	Rng	Mer	Sec	Q-Q
1	29 S	14 W	WM	17	NW NW
2	29 S	14 W	WM	17	NW NW

The areas submerged by the reservoirs are as follows:

Reservoir	Twp	Rng	Mer	Sec	Q-Q	Acres
1	29 S	14 W	WM	17	NW NW	0.00
2	29 S	14 W	WM	17	NE NW	0.00
2	29 S	14 W	WM	17	NW NW	0.00

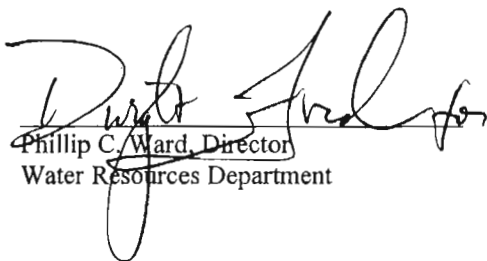
NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

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.

CONDITIONS OF USE

1. The right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.
2. Diversion screening or fish passage facilities shall be operated to Oregon Department of Fish and Wildlife specifications.
3. The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or to provide other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.
4. This right is for the beneficial use of water. 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.
5. 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.

Issued DEC 21 2007


Phillip C. Ward, Director
Water Resources Department