

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.

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HOWARD W. HOFFER
RT 1, BOX 1037
BANDON, OREGON 97411

confirms the right to store the waters of AN UNNAMED STREAM, a tributary of TWOMILE CREEK, in RESERVOIRS NO.'S 1 AND 2, appropriated under Permit 51287, for CRANBERRY OPERATIONS.

The right to store these waters was perfected under Reservoir Permit R-11402. The date of priority is MAY 8, 1990. The amount of water entitled to be stored each year under this right is not more than 1.26 ACRE-FEET (AF); BEING 1.00 AF IN RESERVOIR NO. 1 AND 0.26 AF IN RESERVOIR NO. 2.

The reservoir are located as follows:

SE 1/4 NE 1/4
SECTION 25
TOWNSHIP 29 SOUTH, RANGE 15 WEST, W.M.

The right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provisions of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.


Failure to comply with any of the provision 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 use 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 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 storage of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued **JUN 27 2008**


Phillip C. Ward, Director
Water Resources Department