

STATE OF OREGON

COUNTY OF LANE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

NORTHWEST FARM CREDIT SERVICES, FLCA
P.O. BOX 72300
EUGENE, OR 97401

BRICE BROS., A GENERAL PARTNERSHIP
94661 LOVE LAKE ROAD
JUNCTION CITY OR 97448

confirms the right to use the waters of THREE WELLS in the Marshall Slough Basin for IRRIGATION of 63.2 ACRES.

This right was perfected under Permit G-11095. The date of priority is JULY 31, 1979. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.79 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

Well	Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
1	16 S	4 W	WM	15	NE SW	50	90 FEET NORTH & 1120 FEET WEST FROM SE CORNER, DLC 50
2	16 S	4 W	WM	15	NE SE	48	1700 FEET SOUTH & 74 FEET EAST FROM NW CORNER, 48
3	16 S	4 W	WM	15	NE SE	48	1400 FEET SOUTH & 800 FEET EAST FROM NW CORNER, DLC 48

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-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.

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:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
16 S	4 W	WM	15	NE SW		50	20.0
16 S	4 W	WM	15	NW SW		50	1.5
16 S	4 W	WM	15	NE SE		48	26.4
16 S	4 W	WM	15	SE SE		48	15.3

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevations in the wells at all times. When required by the Department, the water user shall install and maintain a weir, meter, or other suitable measuring device and keep a complete record of the amount of ground water withdrawn.

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 beneficial use of water without waste. 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 right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

THIS CERTIFICATE IS ISSUED TO CORRECTLY IDENTIFY THE WATER RIGHT HOLDERS OF RECORD AND SUPERSEDES CERTIFICATE 86030.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

Issued FEB 19 2010


Phillip C. Ward, Director
Water Resources Department

STATE OF OREGON

COUNTY OF CURRY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

COVENTRY FARMS LLC
 PO BOX 1579
 SANTA CLARITA CA 91386-1579

confirms the right to use the waters of TWO SUMP WELLS in the SUMNER CREEK BASIN for CRANBERRY USE for 24.6 ACRES.

This right was perfected under Permit G-13794. The date of priority is SEPTEMBER 21, 1998. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.31 CUBIC FOOT PER SECOND measured at the wells.

The period of use is year round

The sump wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
31 S	15 W	WM	33	NE NE	SUMP WELL 1 - 200 FEET SOUTH AND 320 FEET WEST FROM NE CORNER, SECTION 33
31 S	15 W	WM	33	NE NE	SUMP WELL 2 - 75 FEET SOUTH AND 1100 FEET WEST FROM NE CORNER, SECTION 33

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.

A description of the place of use is as follows:

CRANBERRY USE					
Twp	Rng	Mer	Sec	Q-Q	Acres
31 S	15 W	WM	33	NE NE	17.8
31 S	15 W	WM	33	NW NE	0.6
31 S	15 W	WM	33	SE NE	6.2

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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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 within three months after issuance of the certificate.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device in good working order.
- 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.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

The combined quantity of water diverted at the new additional point of appropriation (Sump Well 2), together with that diverted at the old point of appropriation (Sump Well 1), shall not exceed the maximum rate and duty allowed by this certificate.

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 interference.

The water user shall monitor and report the impact of water use under this right in accordance with the approved water level monitoring plan on file with the Department. The reference level against which any future measurements will be compared is 8.7 feet below ground surface for well COOS 52169, well id # L-53155. If a well listed on this right (or replacement well) displays a total static water-level decline of 10 or more feet over any period of years, as compared to the reference level, then the water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s). Such action shall be taken until the water level recovers to above the 10-foot decline level or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit.

The works shall be equipped with a usable access port, and may also include an air line and pressure gauge to determine the water level elevation in the well at all times.

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.

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.

WITHDRAWN!

The use of water shall be limited when it interferes with any prior surface or ground water rights.

Issued FEB 05 2013



Dwight W. French
Administrator Water Right Services, for
Phillip C. Ward, Director
Oregon Water Resources Department

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