

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GARY AND STEVE GANT
PO BOX 1587
BANDON OR 97411

confirms the right to use the waters of Johnson Creek, a tributary of the Pacific Ocean, and a Reservoir, constructed under Permit R-11465, for CRANBERRY OPERATIONS of 12.0 ACRES.

This right was perfected under Permit S-51487. The date of priority is JUNE 1, 1989. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.2 CUBIC FEET PER SECOND AND 4.0 ACRE FEET or its equivalent in case of rotation, measured at the point of diversion.

Water may be appropriated from live flow only during November 1 through June 30 of each year.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
29 S	14 W	WM	6	SE SE			220 FEET NORTH & 50 FEET WEST FROM SE CORNER, SECTION 6

Diversion screening shall be maintained and operated to Oregon Department of Fish and Wildlife specifications.

The water user shall maintain an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

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, the amount of water diverted is limed to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre feet per acre 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:

Twp	Rng	Mer	Sec	Q-Q	Acres
29 S	14 W	WM	6	SE SE	1.1
29 S	14 W	WM	7	NE NE	10.9

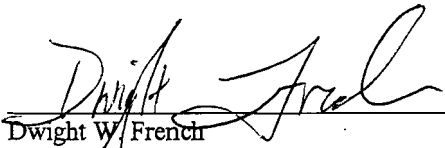
This right is for the beneficial use of water without waste.

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.

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 FEB 08 2011


Dwight W. French
Administrator Water Rights and Adjudications, for
Phillip C. Ward, Director
Water Resources Department