

STATE OF OREGON

COUNTY OF CURRY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROY PETERS
56188 PROSPER JUNCTION RD
BANDON OR 97411

confirms the right to use the waters of UNNAMED STREAM, tributary to SUMMERS CREEK for IRRIGATION OF 21.08 ACRES, TEMPERATURE CONTROL AND FLOOD HARVESTING OF CRANBERRIES.

This right was perfected under Permit 48310. The date of priority is DECEMBER 28, 1983. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.5 CUBIC FEET PER SECOND (CFS), BEING 0.53 CFS FOR IRRIGATION, 1.5 CFS FOR TEMPERATURE CONTROL AND 1.0 CFS FOR FLOOD HARVESTING, PROVIDED THE TOTAL DIVERTED SHALL NOT EXCEED 1.5 CFS, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

TwP	Rng	Mer	Sec	Q-Q	Measured Distances
31 S	15 W	WM	33	SE SW	2554 FEET SOUTH & 1661 FEET EAST FROM W1/4 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.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

TwP	Rng	Mer	Sec	Q-Q	Acres
31 S	15 W	WM	32	NE SE	4.57
31 S	15 W	WM	33	NE SW	10.84
31 S	15 W	WM	33	NW SW	5.67

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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, 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.

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available from the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
31 S	15 W	WM	33	SE SW	1489 FEET SOUTH & 1810 FEET EAST FROM W1/4 CORNER, SECTION 33

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

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 confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered JULY 2, 1998, at Special Order Volume 52, Page 618, approving Transfer Application 7514, and supercedes Certificate 67359, State record of Water Right Certificates.

The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

OCT 18 2013

Issued _____


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