

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROBERT M LOFTIN	PAUL E BAUGE	NORTHWEST FARM CREDIT SERVICES
DORIS M LOFTIN	MARLENE D BAUGE	PO BOX 1490
88551 CIRCLE CITY LANE	PO BOX 943	ROSEBURG OR 97470
BANDON OR 97411	BANDON OR 97411	

confirms the right to use the waters of RESERVOIR 1, RESERVIOR 2, RESERVOIR 3, AND RESERVOIR 4, CONSTRUCTED UNDER APPLICATION R-73843, PERMIT R-12094, TRIBUTARIES OF AN UNNAMED STREAM, FOR SUPPLEMENTAL CRANBERRY USE INCLUDING IRRIGATION OF 13.8 ACRES, AND IRRIGATION OF 0.7 ACRE.

This right was perfected under Permit S-52973. The date of priority is JANUARY 6, 1994. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 14.0 ACRE-FEET (AF) PER YEAR, STORED WATER ONLY BEING 3.5 AF FROM RESERVOIR 1, 3.9 AF FROM RESERVOIR 2, 4.5 AF FROM RESERVOIR 3 AND 2.1 AF FROM RESERVOIR 4, or its equivalent in case of rotation, measured at the point of diversion.

The period of allowed use is year round.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
29 S	14 W	WM	8	SE NE	RESERVOIR 1 -1709 FEET SOUTH AND 229 FEET WEST FROM NE CORNER, SECTION 8
29 S	14 W	WM	8	SE NE	RESERVOIR 2 - 2141 FEET SOUTH AND 369 FEET WEST FROM NE CORNER, SECTION 8
29 S	14 W	WM	8	SE NE	RESERVOIR 3 - 1410 FEET SOUTH AND 1289 FEET WEST FROM NE CORNER, SECTION 8
29 S	14 W	WM	8	SE NE	RESERVOIR 4 - 2350 FEET SOUTH AND 1289 FEET WEST FROM NE CORNER, SECTION 8

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 limer 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 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.

A description of the place of use is as follows:

SUPPLEMENTAL CRANBERRY					
Twp	Rng	Mer	Sec	Q-Q	Acres
29 S	14 W	WM	8	SE NE	13.8

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
29 S	14 W	WM	8	SE NE	0.7

Measurement, recording and reporting conditions:

- A. The Director may require the water user to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the water user to install a meter or other measuring device, the water user shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the water user shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the water user to submit alternative measuring procedures for review and approval.
- B. 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.

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.

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.

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

Issued     **MAR 20 2015**    



Dwight W. French  
Administrator, Water Right Services, for  
Thomas M. Byler, Director  
Oregon Water Resources Department