

STATE OF OREGON

COUNTY OF CURRY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SHANE KENT  
47768 HWY 101 S  
LANGLOIS, OR 97450

confirms the right to use the waters of TWO UNNAMED RESERVOIRS, CONSTRUCTED UNDER PERMIT R-12494, TRIBUTARY TO FLORAS CREEK, for CRANBERRY OPERATIONS on 5.25 ACRES.

This right was perfected under Permit S-53419. The date of priority is FEBRUARY 11, 1997. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 14.45 ACRE-FEET, BEING 2.25 ACRE-FEET FROM RESERVOIR 1 AND 12.2 ACRE-FEET FROM RESERVOIR 2 or its equivalent in case of rotation, measured at the point of diversion.

The period of allowed use is YEAR ROUND FROM STORED WATER ONLY

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
31 S	15 W	WM	10	NE NE	POD 1 - 80 FEET SOUTH & 1840 FEET EAST FROM N1/4 CORNER, SECTION 10
31 S	15 W	WM	10	NE NE	POD 2 - 780 FEET SOUTH & 1335 FEET EAST FROM N1/4 CORNER, SECTION 10

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 during the irrigation season of each year.

A description of the place of use is as follows:

CRANBERRY					
Twp	Rng	Mer	Sec	Q-Q	Acres
31 S	15 W	WM	10	NE NE	5.25

**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 totalizing flow meters as identified in OAR 690-507-645. The water user shall keep a complete record of the amount of water used each month. The water user shall submit a report which includes the recorded water use measurements to the Department at its request. The water user may be required to report annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water use information, including the place and nature of use of water under this right.

Notwithstanding that Oregon Department of Fish and Wildlife has made a determination that fish screens and/or by-pass devices are not necessary at this time, the water user may be required in the future to install, maintain, and operate fish screening and/or by-pass devices to prevent fish from entering the diversion, and to provide adequate upstream and downstream passage for fish.

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.

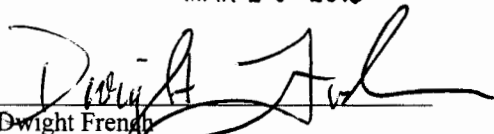
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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