

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

U.S. FISH AND WILDLIFE SERVICE
 911 NE 11TH AVE
 PORTLAND, OR 97232

confirms the right to use the waters of AN UNNAMED STREAM, FAHY'S CREEK, BUSSMANN RESERVOIR 1, CONSTRUCTED UNDER PERMIT R-11377; AND BUSSMANN RESERVOIR 2, CONSTRUCTED UNDER PERMIT R-11378, TRIBUTARIES OF COQUILLE RIVER, for CRANBERRY USE on 8.5 ACRES.

This right was perfected under Permit S-51235. The date of priority is MARCH 28, 1991. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.28 CUBIC FEET PER SECOND (CFS); FURTHER LIMITED TO 0.50 CFS FROM THE UNNAMED STREAM AND NOT TO EXCEED TOTAL OF 1.28 CFS FROM FAHY'S CREEK, 0.1 ACRE-FOOT (AF) FROM BUSSMANN RESERVOIR 1 AND 1.3 AF FROM BUSSMANN RESERVOIR 2, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
28 S	14 W	WM	8	NE SW	FAHY'S CREEK AND BUSSMANN RESERVOIR 1 - 2610 FEET NORTH AND 260 FEET WEST FROM S1/4 CORNER, SECTION 8
28 S	14 W	WM	8	NE SW	UNNAMED STREAM AND BUSSMANN RESERVOIR 2 - 1925 FEET NORTH AND 650 FEET WEST FROM S1/4 CORNER, SECTION 8

The water user shall maintain and operate diversion screening or fish passage facilities as required by the Oregon Department of Fish and Wildlife specifications for the Fahy's Creek diversion and Bussmann Reservoir 1.

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 limited 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.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
28 S	14 W	WM	8	NE SW	8.5

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.

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.

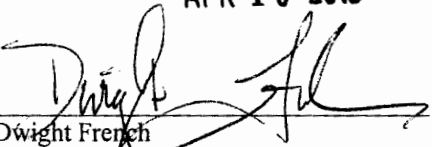
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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 APR 10 2015


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