

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LAUREL CREEK ACRES LLC
28900 SE WK ANDERSON RD
GRESHAM, OR 97080

confirms the right to use the waters of TWO UNNAMED STREAMS, BOWDER RESERVOIR NO. 1 AND BOWDER RESERVOIR NO. 2 CONSTRUCTED UNDER APPLICATION R-72309, PERMIT R-11618, TRIBUTARIES OF LOWER TWOMILE CREEK, for CRANBERRY OPERATIONS on 25.6 ACRES.

This right was perfected under Permit S-51859. The date of priority is APRIL 9, 1992. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 3.84 CUBIC FEET PER SECOND OF LIVE FLOW FROM TWO UNNAMED CREEKS AND 18.0 ACRE-FEET OF STORED WATER FROM BOWDER RESERVOIR NO. 1 AND BOWDER RESERVOIR NO. 2, or its equivalent in case of rotation, measured at the point of diversion.

The period of 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	31	SE NW	UNNAMED STREAM 1 AND BOWDER RESERVOIR NO. 1 – 1450 FEET SOUTH AND 420 FEET WEST FROM N¼ CORNER, SECTION 31
29 S	14 W	WM	31	SE NW	UNNAMED STREAM 2 AND BOWDER RESERVOIR NO. 2 – 1410 FEET SOUTH AND 980 FEET WEST FROM N¼ CORNER, SECTION 31

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.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
29 S	14 W	WM	31	SW NE	11.0
29 S	14 W	WM	31	SE NW	14.6

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 a meter or other suitable measuring device approved by the Director in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department 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 the right.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The water user shall maintain and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversion.

A totalizing flow meter must be maintained at each diversion point as identified in OAR 690-507-645.

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 lands or place of use described.

SEP 25 2015

Issued _____.



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