

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLIAM J PULLEN  
55880 PROSPECT JCT. RD  
BANDON OR 97411

confirms the right to the use of water perfected under the terms of Permit S-51426. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-69509

SOURCE OF WATER: SIMPSON CREEK, RESERVOIR 4 CONSTRUCTED UNDER APPLICATION R-69508, PERMIT R-11447, AND SPRING CREEK, TRIBUTARIES OF THE COQUILLE RIVER

PURPOSE or USE: CRANBERRY OPERATIONS ON 4.0 ACRES

MAXIMUM RATE: 0.30 CUBIC FOOT PER SECOND (CFS) WITH ANY DEFICIENCIES FROM SIMPSON CREEK AND RESERVOIR TO BE MADE UP BY APPROPRIATION FROM SPRING CREEK PROVIDED THE TOTAL QUANTITY DIVERTED FROM BOTH SOURCES SHALL NOT EXCEED 0.30 CFS

DATE OF PRIORITY: NOVEMBER 27, 1987

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
28 S	14 W	WM	21	NW NW	SPRING CREEK - 1420 FEET NORTH AND 170 FEET EAST FROM E1/4 CORNER, SECTION 20
28 S	14 W	WM	21	NW SW	SIMPSON CREEK/RESERVOIR 4 - 580 FEET SOUTH AND 20 FEET EAST FROM E1/4 CORNER, SECTION 20

Diversion screening or fish passage facilities shall be maintained and operated to Oregon Department of Fish and Wildlife specifications.

No water may be appropriated from Spring Creek from June 1 to September 30 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.

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 feet 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 from direct flow and storage. 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 of each year from direct flow and storage.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres	BOG
28 S	14 W	WM	20	SE NE	2.0	1
28 S	14 W	WM	21	SW NW	2.0	2

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 granted herein may be made only at times when sufficient water is available to satisfy all prior rights, including 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 DEC 02 2016.

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