

STATE OF OREGON

COUNTY OF CURRY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SANDRA S. CLARK  
46248 HWY 101  
LANGOIS OR 97450

confirms the right to the use of water perfected under the terms of Permit S-53005. 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-73471

SOURCE OF WATER: AN UNNAMED STREAM AND TWO UNNAMED RESERVOIRS, CONSTRUCTED UNDER APPLICATION R-73470, PERMIT R-12110, TRIBUTARIES OF FLORAS LAKE

PURPOSE or USE: CRANBERRY OPERATIONS

MAXIMUM RATE: 0.22 CUBIC FOOT PER SECOND AND 9.6 ACRE-FEET PER YEAR, BEING 6.4 AF FROM RESERVOIR 1 AND 3.2 AF FROM RESERVOIR 2

PERIOD OF USE: NOVEMBER 1 THROUGH MAY 31 FROM LIVE FLOW FOR CRANBERRY OPERATIONS; SEPTEMBER 1 THROUGH OCTOBER 31 FROM LIVE FLOW FOR FLOOD HARVEST AND HEAT CONTROL ONLY; AND YEAR ROUND FROM STORED WATER ONLY FOR CRANBERRY OPERATIONS

DATE OF PRIORITY: JULY 7, 1993

The points of diversion are located as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances                                                  |
|------|------|-----|-----|-------|---------------------------------------------------------------------|
| 31 S | 15 W | WM  | 27  | NW NW | POD 2 - 860 FEET SOUTH AND 205 FEET EAST FROM NW CORNER, SECTION 27 |
| 31 S | 15 W | WM  | 27  | NW NW | POD 1 - 930 FEET SOUTH AND 280 FEET EAST FROM NW CORNER, SECTION 27 |

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.

**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:

| Twp  | Rng  | Mer | Sec | Q-Q   | Acres |
|------|------|-----|-----|-------|-------|
| 31 S | 15 W | WM  | 27  | NW NW | 10.0  |

Measurement, recording and reporting conditions:

- A. The totalizing flow meter or other suitable measuring devices must be maintained at each diversion point. 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.

Diversion and use of water under this right must comply with the Clean Water Act and utilize the best management practices as identified in the plan developed as specified in the New River Alternative Dispute Resolution Team Agreement on file with the Department.

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.

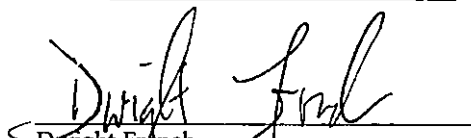
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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 FEB 23 2018

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