

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DAVID HUGHES
VIRGINIA HUGHES
86639 CROFT LAKE LANE
BANDON OR 97411

confirms the right to the use of water perfected under the terms of Permit S-53003. 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-73290

SOURCE OF WATER: RESERVOIRS 1 AND RESERVOIR 2, CONSTRUCTED UNDER APPLICATION R-73289, PERMIT R-12108, TRIBUTARIES OF CROFT LAKE

PURPOSE or USE: CRANBERRY OPERATIONS ON 20.4 ACRES

MAXIMUM RATE: 3.7 ACRE-FEET (AF) PER YEAR, FROM STORED WATER ONLY, BEING 1.0 AF FROM RESERVOIR 1 AND 2.7 AF FROM RESERVOIR 2

ADDITIONAL LIMITATION: WITHDRAWAL FROM RESERVOIR 2 MAY OCCUR ONLY WHEN WATER LEVEL IN RESERVOIR 1 DROPS BELOW 5 FEET

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: MARCH 17, 1993

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
30 S	15 W	WM	11	SW NE	POD 1 - 165 FEET NORTH AND 280 FEET EAST FROM C1/4 CORNER, SECTION 11
30 S	15 W	WM	11	NW SE	POD 2 - 350 FEET SOUTH AND 55 FEET EAST FROM C1/4 CORNER, SECTION 11

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
30 S	15 W	WM	11	SW NE	17.1
30 S	15 W	WM	11	SE NW	3.3

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device as 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.

Diversion of stored water from Reservoir 2 shall only be allowed when the water level in Reservoir 1 drops to 5 feet, as measured by a staff gage or other suitable measuring device. If the measuring device is disturbed, a suitable replacement may be authorized, in writing, by the Water Resources Department, Watermaster.

The water user shall also document the water level in Reservoir 1 prior to each withdrawal of water from Reservoir 2 and include these measurements in the required reports.

This right is limited to any deficiency in the available supply of any prior right existing for the same lands.

Diversion and use of water under this right must comply with the Clean Water Act and utilize 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.

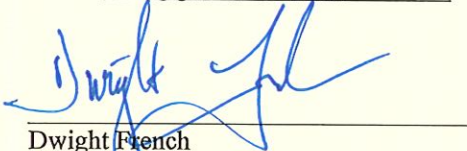
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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 JUN 07 2024



Dwight French
Water Right Services Division Administrator, for
Doug E Woodcock, Acting Director
Oregon Water Resources Department