

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD ELLERBY
955 W CATCHING SLOUGH RD
COOS BAY OR 97420

confirms the right to store water perfected under the terms of Permit R-11423. 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: R-71761

SOURCE OF WATER: TWO UNNAMED STREAMS, TO BE APPROPRIATED UNDER APPLICATION 71762, PERMIT 51382, TRIBUTARIES OF CATCHING SLOUGH

STORAGE FACILITY: TWO UNNAMED RESERVOIRS

PURPOSE OR USE OF THE STORED WATER: IRRIGATION

MAXIMUM STORAGE VOLUME: 3.5 ACRE-FEET (AF), BEING 2.0 AF IN RESERVOIR 1 AND 1.5 AF IN RESERVOIR 2

DATE OF PRIORITY: JULY 18, 1991

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	12 W	WM	6	SW SE	POD 1/RES 1 – 740 FEET NORTH AND 1090 FEET EAST FROM S1/4 CORNER, SECTION 6
26 S	12 W	WM	6	SW SE	POD 2/RES 2 – 360 FEET NORTH AND 1060 FEET EAST FROM S1/4 CORNER, SECTION 6

The area submerged by this reservoir is as follows:

Twp	Rng	Mer	Sec	Q-Q
26 S	12 W	WM	6	SW SE

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 water user shall install and maintain an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted in and out of the reservoirs.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

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 storage 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 store water for the above purpose is restricted to beneficial use at the place of use described.

Issued AUG 30 2024.



Dwight French
Water Right Services Division Administrator, for
Ivan Gall, Director
Oregon Water Resources Department