

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GARY GANT
PO BOX 1587
BANDON OR 97411

confirms the right to the use of water perfected under the terms of Permit S-51486. 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-69928

SOURCE OF WATER: AN UNNAMED STREAM, JOHNSON CREEK, AND TWO UNNAMED RESERVOIRS, CONSTRUCTED UNDER APPLICATION R-69927, PERMIT R-11466, TRIBUTARIES OF PACIFIC OCEAN

PURPOSE or USE: CRANBERRY OPERATIONS ON 6.3 ACRES

MAXIMUM RATE: 0.429 CUBIC FEET PER SECOND FROM UNNAMED STREAM WITH ANY DEFICIENCY TO BE MADE UP FROM JOHNSON CREEK AND 6.7 ACRE-FEET OF STORED WATER

WATER MAY BE APPROPRIATED FROM LIVE FLOW ONLY DURING THE PERIOD NOVEMBER 1 THROUGH JUNE 30 OF EACH YEAR

DATE OF PRIORITY: JUNE 1, 1989

The points of diversion are located as follows:

Twsp	Rng	Mer	Sec	Q-Q	Measured Distances
29 S	14 W	WM	9	SW NW	JOHNSON CREEK – 1370 FEET SOUTH AND 840 FEET EAST FROM NW CORNER, SECTION 9
29 S	14 W	WM	9	SW NW	UNNAMED STREAM – 1450 FEET SOUTH AND 100 FEET EAST FROM NW CORNER, SECTION 9

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 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	9	SW NW	6.3

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

The water user is required to install and maintain an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

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.

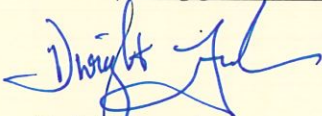
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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 OCT 18 2024



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