

STATE OF OREGON

COUNTY OF CURRY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DAVID WEINER
MELODE WEINER
23151 LORENTZ RD
PLYMOUTH CA 95669

confirms the right to the use of water perfected under the terms of Permit S-52289. 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-72912

SOURCE OF WATER: TWO UNNAMED STREAMS, TRIBUTARIES OF ELK RIVER; AND TWO UNNAMED RESERVOIRS CONSTRUCTED UNDER APPLICATION R-72911, PERMIT R-11807

PURPOSE OR USE: CRANBERRY OPERATIONS ON 22.0 ACRES AND DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD.

VOLUME OF USE: 1.06 CUBIC FEET PER SECOND; FURTHER LIMITED TO 0.36 CFS FROM POD #1 AND 0.70 CFS FROM POD #2. CRANBERRY OPERATIONS - 1.04 CFS; DOMESTIC USE EXPANDED - 0.01 CFS, FURTHER LIMITED TO 0.005 CFS FOR HUMAN CONSUMPTION DURING THE PERIOD LISTED BELOW. AND 18.0 ACRE- FEET (AF) STORED WATER ONLY, BEING 9.0 AF FROM RESERVOIR 1 AND 9.0 AF FROM RESERVOIR 2

PERIOD OF USE: LIVE FLOW USE FOR CRANBERRY OPERATIONS AND DOMESTIC USE EXPANDED - DECEMBER 1 THROUGH MARCH 30 AND JULY 1 THROUGH JUL 31; LIVE FLOW FOR HUMAN CONSUMPTION ONLY - APRIL 1 THROUGH JUNE 30 AND AUGUST 1 THROUGH NOVEMBER 30; RELEASE OF WATER LEGALLY STORED UNDER APPLICATION R-72911, PERMIT R-11807 FOR CRANBERRY OPERATIONS YEAR ROUND

DATE OF PRIORITY: OCTOBER 27, 1992

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
32 S	15 W	WM	16	SE SW	RESERVOIR #1 - 760 FEET NORTH AND 2860 FEET WEST FROM NE CORNER, SECTION 21
32 S	15 W	WM	16	SE SW	DOMESTIC - 160 FEET NORTH AND 2740 FEET WEST FROM NE CORNER, SECTION 21

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.

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
32 S	15 W	WM	21	NE NW	POD #1 - 115 FEET SOUTH AND 3330 FEET WEST FROM NE CORNER, SECTION 21
32 S	15 W	WM	21	NE SE	RESERVOIR #2 - 3754 FEET SOUTH AND 615 FEET WEST FROM NE CORNER, SECTION 21
32 S	15 W	WM	21	SE NE	POD # 2 - 2576 FEET SOUTH AND 487 FEET WEST FROM NE CORNER, SECTION 21

A description of the place of use is as follows:

CRANBERRY OPERATIONS					
Twp	Rng	Mer	Sec	Q-Q	Acres
32 S	15 W	WM	16	NE SW	0.8
32 S	15 W	WM	16	SE SW	4.8
32 S	15 W	WM	16	NW SE	4.9
32 S	15 W	WM	16	SW SE	1.5
32 S	15 W	WM	21	NE SE	7.7
32 S	15 W	WM	21	SE SE	2.3

DOMESTIC EXPANDED				
Twp	Rng	Mer	Sec	Q-Q
32 S	15 W	WM	21	SE SW

Measurement, recording and reporting conditions:

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

The water user shall maintain and operate fish screening, as required by the Oregon Department of Fish and Wildlife, to prevent fish from entering the diversion.

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.

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 13 2026.



Katherine Ratcliffe
Water Right Services Division Administrator, for
Ivan Gall, Director
Oregon Water Resources Department

