

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF STAYTON
362 NORTH 3RD AVENUE
STAYTON, OREGON 97383

confirms the right to use the waters of NORTH SANTIAM RIVER, a tributary of SANTIAM RIVER, for MUNICIPAL USE.

This right was confirmed by decree of the Circuit Court of the State of Oregon for MARION COUNTY. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 18, at Page 437. The date of priority is MAY 14, 1909.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.39 CUBIC FOOT PER SECOND NOT TO EXCEED 78.5 ACRE-FEET PER YEAR, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

LOT 2 (SW 1/4 SE 1/4), SECTION 11, TOWNSHIP 9 SOUTH, RANGE 1 WEST, W.M.; 1800 FEET SOUTH AND 2830 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 11.

When in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

The diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the user is entitled; and

The type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

A description of the place of use to which this right is appurtenant is as follows:

SE 1/4 NE 1/4
E 1/2 SE 1/4
SECTION 32

SW 1/4
SW 1/4 SE 1/4
SECTION 33
TOWNSHIP 8 SOUTH, RANGE 1 WEST, W.M.

S 1/2 SW 1/4
SECTION 2

S 1/2 NW 1/4
S 1/2
SECTION 3

ALL
SECTIONS 4, 9, 10 AND 11

S 1/2 NW 1/4
SW 1/4
SECTION 12

N 1/2 NW 1/4
SECTION 14

N 1/2 N 1 /2
SW 1/4 NW 1/4
SECTION 15

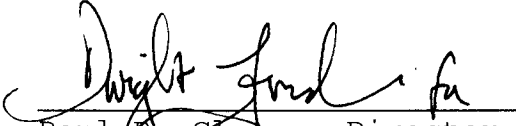
NE 1/4
E 1/2 NW 1/4
NE 1/4 SW 1/4
NW 1/4 SE 1/4
SECTION 16
TOWNSHIP 9 SOUTH, RANGE 1 WEST, W.M.

This certificate is issued to confirm a change in CHANGE IN USE approved by an order of the Water Resources Director entered FEBRUARY 17, 1987, and along with Certificate 55957, supersedes Certificate 54289, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purpose is subject to conditions and limitations contained in said decree.

Issued June 13, 2003.


Paul R. Cleary, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 80348.

T-5885.SB