

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or 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 at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

STATE OF OREGON

COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF PORTLAND, PARKS & RECREATION
6437 SE DIVISION STREET, B-416
PORTLAND, OR 97206

This Certificate confirms the right to use the waters perfected under the terms of the Permit R-11635. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed the amount described. The specific limits and conditions of this right are listed below.

APPLICATION FILE NUMBER: R-80117

PERMIT NUMBER: R-11635

SOURCE OF WATER: UNNAMED STREAMS AND TWO WELLS (UNDER TRANSFER 7327),
TRIBUTARIES TO ASH CREEK AND FANNO CREEK.

PURPOSE OR USE OF THE STORED WATER: LAKES 1, 2, 3, 4, AND 5 FOR AESTHETICS
AND LAKES 1, 2, 3, AND 4 FOR IRRIGATION.

VOLUME OF USE ALLOWED: 13.12 ACRE- FEET (AF), BEING 0.9 AF IN LAKE 1, 6.73
AF IN LAKE 2, 2.31 AF IN LAKE 3, 1.25 AF IN LAKE 4, AND 1.93 AF IN LAKE 5.

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD: NOVEMBER 1 THROUGH
APRIL 30.

DATE OF PRIORITY: MARCH 13, 1995

R-80117.RA

Certificate Number 81472

THE POINTS OF DIVERSION ARE LOCATED AS FOLLOWS:

LAKE 1- SE 1/4 NW 1/4 SECTION 26; 1816 FEET SOUTH AND 470 FEET WEST FROM THE N 1/4 CORNER SECTION 26;
 LAKE 2- SW 1/4 NE 1/4 SECTION 26; 1959 FEET SOUTH AND 60 FEET EAST FROM THE N 1/4 CORNER SECTION 26;
 LAKE 3- SW 1/4 NE 1/4 SECTION 26; 2394 FEET SOUTH AND 544 FEET EAST FROM THE N 1/4 CORNER SECTION 26;
 LAKE 4- NW 1/4 SE 1/4 SECTION 26; 2668 FEET SOUTH AND 677 FEET EAST FROM THE N 1/4 CORNER SECTION 26;
 LAKE 5- SW 1/4 SE 1/4 SECTION 23; 279 FEET NORTH AND 333 FEET EAST FROM THE S 1/4 CORNER SECTION 23;
 WELL 1- NW 1/4 NE 1/4 SECTION 26; 740 FEET SOUTH AND 260 FEET EAST FROM THE N 1/4 CORNER SECTION 26;
 WELL 2- SE 1/4 NW 1/4 SECTION 26; 2062 FEET SOUTH AND 252 FEET WEST FROM THE N 1/4 CORNER SECTION 26;
 ALL IN TOWNSHIP 1 SOUTH, RANGE 1 WEST, W.M.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 SE1/4 LAKE 5
 SECTION 23

SW 1/4 NE 1/4 LAKES 2, 3, AND 4
 SE 1/4 NW 1/4 LAKES 1 AND 2
 NW 1/4 SE 1/4 LAKE 4
 SECTION 26

TOWNSHIP 1 SOUTH, RANGE 1 WEST, W.M.

Measurement, recording and reporting conditions:

- A. The water user shall install a meter or other suitable measuring device as approved by the Director. The water user shall maintain the meter or measuring device in good working order.
- 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.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

The storage of water allowed herein is subject to the installation and maintenance of a fully functional conduit/gate assembly having a minimum diameter of 8 inches.

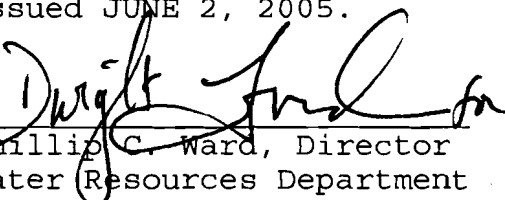
Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

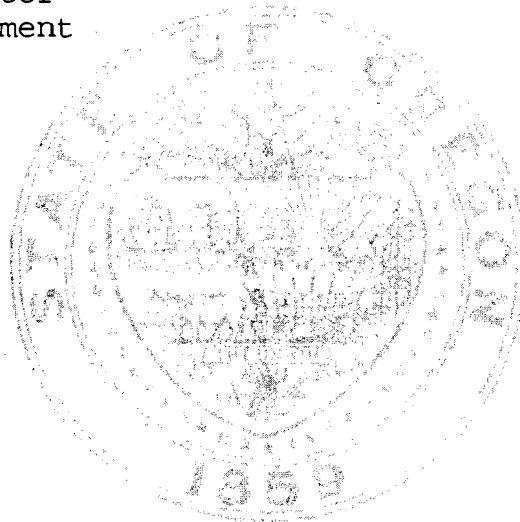
The right to the use of the water for the above purpose is restricted to beneficial use without waste on the lands or place of use described. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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 confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued JUNE 2, 2005.


Phillip C. Ward, Director
Water Resources Department



Recorded in State Record of Water Right Certificates Number 81472.

App Number R-80117.RA