

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STATE OF OREGON
WATER RESOURCES DEPARTMENT

confirms the right to use the waters of the Calapooia River, a tributary of the Willamette River, for instream use for conservation, maintenance of aquatic and fish life, wildlife, fish and wildlife habitat and other ecological values.

This right was perfected by decree of the Circuit Court of the State of Oregon for Linn County. The decree is of record at Salem, in the Order Record of the Water Resources Director, in Volume 15, at Page 529. The date of priority is 1858. The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed 12 cubic feet per second, or its equivalent in case of rotation, measured at the point at which flows are to be maintained, from January 1 to December 31.

The description of the stream point at which flows are to be maintained is as follows:

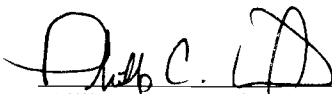
Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
13 S	3 W	W	27	NE-SW	Approximately 100 yards above the place where the Sodom Ditch leaves the Calapooia River; being approximately River Mile 28.5 (estimated latitude: N 44.406566 degrees, estimated longitude: W 123.03935 degrees)

The instream right established by this transfer shall replace a portion of instream water rights established pursuant to ORS 537.341 or 537.346 and shall be in addition to instream water rights established pursuant to ORS 537.348 or 537.470, unless otherwise specified by a subsequent order establishing a new instream water right.

The right is subject to all other terms and conditions of Certificate 26506, and any related decree.

This certificate is issued to confirm a change in use and place of use approved by an order of the Water Resources Director recorded in Special Order Volume ~~67~~ Page ~~150~~ approving Transfer T-9896, and together with Certificate 81629 supersedes Certificate 26506, State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director, affixed SEPTEMBER 19th 2005.


Phillip C. Ward, Director

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.