

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

AL CLARK
P.O. BOX 363
IDANHA OR 97350

confirms the right to use the waters of NORTH SANTIAM RIVER, a tributary of SANTIAM RIVER, for MAINTENANCE OF A RESERVOIR, CONSTRUCTED UNDER PERMIT R-11343, FOR FISH CULTURE.

This right was perfected under Permit S-51147. The date of priority is AUGUST 29, 1990. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.05 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Survey Coordinates
10 S	6 E	WM	16	SE SW			140 FEET NORTH & 40 FEET WEST FROM S1/4 CORNER, SECTION 16

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

POND MAINTENANCE							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
10 S	6 E	WM	16	SE SW			0.00

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

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

This right is for 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.

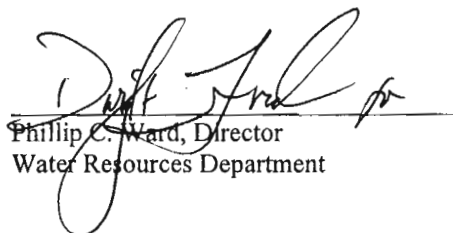
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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. 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.

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.

WITNESS the signature of the Water Resources Director, affixed SEP 21 2007.


Phillip C. Ward, Director
Water Resources Department