

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF ALBANY, OREGON
333 BROADALBIN STREET SW
ALBANY, OREGON 97321

confirms the right to use the waters of the SOUTH SANTIAM RIVER, a tributary of the SANTIAM RIVER, for MUNICIPAL USE IN AND AROUND THE CITY OF ALBANY.

This right was confirmed 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 18, at Page 15. The date of priority is 1878.

The amount of water to which this right is entitled, for the purpose aforesaid, is limited to an amount actually beneficially used for said purpose, and shall not exceed 21.0 CUBIC FEET PER SECOND AT EITHER POINT OF DIVERSION IN ANY COMBINATION.

THE POINTS OF DIVERSION ARE LOCATED AS FOLLOWS:

Point of Diversion No. 1 (original) the Santiam Albany Canal located within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 19, Township 12 South, Range 1 West, Willamette Meridian, being 1050 feet East and 1430 feet North of the West $\frac{1}{4}$ Corner of Section 19.

Point of Diversion No. 2 (additional) the Albany-Millersburg Water Treatment plant located within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24, Township 10 South, Range 3 West, Willamette Meridian, being 693 feet East and 2096 feet South of the Northwest Corner of Section 24.

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.

T-9568.RA

Certificate Number 83976

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
10 S	3W	WM	28	SW NE
10 S	3W	WM	28	SE NW
10 S	3W	WM	28	NE SW
10 S	3W	WM	28	SE SW
10 S	3W	WM	28	NW SE
10 S	3W	WM	28	SW SE
10 S	3W	WM	33	NW SE
10 S	3W	WM	33	NW NE
10 S	3W	WM	33	SW NE
10 S	3W	WM	33	NE NW
10 S	3W	WM	33	SE NW
10 S	3W	WM	33	NE SW
10 S	3W	WM	33	SE SW
11 S	3 W	WM	4	NE NW
11 S	3 W	WM	4	SE NW
11 S	3 W	WM	4	NW NW
11 S	3 W	WM	4	SW NW
11 S	3 W	WM	4	NE SW
11 S	3 W	WM	4	SE SW
11 S	3 W	WM	4	NW SW
11 S	3 W	WM	4	SW SW
11 S	3 W	WM	5	SW NE
11 S	3 W	WM	5	SE NW
11 S	3 W	WM	5	NW SW
11 S	3 W	WM	5	SW SW
11 S	3 W	WM	5	NE SW
11 S	3 W	WM	5	SE SW
11 S	3 W	WM	5	SE SE
11 S	3 W	WM	5	SW SE
11 S	3 W	WM	5	NE SE
11 S	3 W	WM	5	NW SE

Twp	Rng	Mer	Sec	Q-Q
11 S	3W	WM	6	SE SW
11 S	3W	WM	6	SW SW
11 S	3W	WM	6	NE SE
11S	3W	WM	6	SE SE
11S	3W	WM	6	NW SE
11S	3W	WM	6	SW SE
11 S	3 W	WM	7	ALL
11 S	3 W	WM	8	NE NE
11 S	3 W	WM	8	NW NE
11 S	3 W	WM	8	SE NE
11 S	3 W	WM	8	SW NE
11 S	3 W	WM	8	NW NW
11 S	3 W	WM	8	NE NW
11 S	3 W	WM	8	SW NW
11 S	3 W	WM	8	NE SW
11 S	3 W	WM	8	NW SW
11 S	3 W	WM	8	SW SW
11 S	3 W	WM	8	SE SW
11 S	3 W	WM	8	NE SE
11 S	3 W	WM	8	SE SE
11 S	3 W	WM	9	SE NE
11 S	3 W	WM	9	SW NE
11 S	3 W	WM	9	NE NW
11 S	3 W	WM	9	SE NW
11 S	3 W	WM	9	NW NW
11 S	3 W	WM	9	SW NW
11 S	3 W	WM	9	NW SW
11 S	3 W	WM	9	NE SW
11 S	3 W	WM	9	NW SE
11 S	3 W	WM	17	ALL
11 S	3 W	WM	18	NW NE
11 S	3 W	WM	18	SW NE
11 S	3 W	WM	18	NE NE
11 S	3 W	WM	18	SE NE
11 S	3 W	WM	18	NW NW
11 S	3 W	WM	18	SW NW
11 S	3 W	WM	18	SW SW
11 S	3 W	WM	18	NE SW
11 S	3 W	WM	18	SE SW

Twp	Rng	Mer	Sec	Q-Q
11 S	3 W	WM	18	NW SW
11 S	3 W	WM	18	SW SE
11 S	3 W	WM	18	NE SE
11 S	3 W	WM	18	NW SE
11 S	3 W	WM	18	SE SE
11 S	3 W	WM	19	NE NE
11 S	3 W	WM	19	NW NE
11 S	3 W	WM	20	NE NW
11 S	3 W	WM	20	NW NW
11 S	4 W	WM	1	SE SE
11 S	4 W	WM	12	NE NE
11 S	4 W	WM	12	SE NE
11 S	4 W	WM	12	NW NE
11 S	4 W	WM	12	SW NE
11 S	4 W	WM	12	SE NW
11 S	4 W	WM	12	NE SW
11 S	4 W	WM	12	NW SW
11 S	4 W	WM	12	SW SW
11 S	4 W	WM	12	SE SW
11 S	4 W	WM	12	NE SE
11 S	4 W	WM	12	NW SE
11 S	4 W	WM	12	SW SE
11 S	4 W	WM	12	SE SE
11 S	4 W	WM	13	NE NE
11 S	4 W	WM	13	SE NE
11 S	4 W	WM	13	NW NE
11 S	4 W	WM	13	SW NE
11 S	4 W	WM	13	NE NW
11 S	4 W	WM	13	SE NW
11 S	4 W	WM	13	NE SW
11 S	4 W	WM	13	NE SE
11 S	4 W	WM	13	NW SE
11 S	4 W	WM	13	SW SE
11 S	4 W	WM	13	SE SE
11 S	4 W	WM	24	NE NE
11 S	4 W	WM	24	SE NE
11 S	4 W	WM	24	NE SE
11 S	4 W	WM	24	SE SE
11 S	4 W	WM	25	NE NE
11 S	4 W	WM	25	SE NE
11 S	4 W	WM	25	NE SE

The quantity of water diverted at the additional point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water diverted lawfully available at the original point of diversion.

This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered November 24, 2004, in Special Order Volume 62, Page 198, and supersedes Certificate 49386, State Record of Water Right Certificates.

The water user shall maintain a headgate, an in-line flow meter, weir, or other suitable measuring device for measuring and recording the quantity of water diverted.

The water user shall maintain a fish screen or by-pass device, as appropriate, at the point of diversion for the Albany-Millersburg Water Treatment plant.

Water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

The right is subject to all other conditions and limitation contained in any related decree.

Issued MAR 07 2008 .


Phillip C. Ward, Director
Water Resources Department



Recorded in State Record of Water Right Certificates numbered 83976.