

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF HUBBARD
 PO BOX 380
 HUBBARD OR 97032-0380

confirms the right to use the waters of THREE WELLS in the Mill Creek Basin for MUNICIPAL USES.

This right was perfected under Permit G-10965. The date of priority is DECEMBER 13, 1989. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.56 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

Well	Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Survey Coordinates
1	4 S	1 W	WM	33	NE SE		70	240 FEET NORTH & 3940 FEET WEST FROM SE CORNER, DLC 70
2	4 S	1 W	WM	33	SE NE		70	1575 FEET NORTH & 3748 FEET WEST FROM SE CORNER, DLC 70
3	4 S	1 W	WM	34	SW NW		70	1125 FEET NORTH & 2675 FEET WEST FROM SE CORNER, DLC 70

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

MUNICIPAL USES						
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
4 S	1 W	WM	27	NW SW	6	
4 S	1 W	WM	27	NW SW		70
4 S	1 W	WM	27	SW SW		70
4 S	1 W	WM	28	NE SE		70
4 S	1 W	WM	28	NE SE	1	
4 S	1 W	WM	28	SE SE		70
4 S	1 W	WM	33	NE NE		70
4 S	1 W	WM	33	NW NE		70
4 S	1 W	WM	33	NW NE	1	
4 S	1 W	WM	33	SW NE		70

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.

MUNICIPAL USES						
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
4 S	1 W	WM	33	SW NE	3	
4 S	1 W	WM	33	SE NE		70
4 S	1 W	WM	33	SE NW	3	
4 S	1 W	WM	33	NE SW	4	
4 S	1 W	WM	33	NE SE		70
4 S	1 W	WM	33	NE SE		55
4 S	1 W	WM	33	NW SE		70
4 S	1 W	WM	33	NW SE		55
4 S	1 W	WM	33	NW SE	4	
4 S	1 W	WM	33	SW SE		55
4 S	1 W	WM	33	SE SE		55
4 S	1 W	WM	34	NE NW		70
4 S	1 W	WM	34	NW NW		70
4 S	1 W	WM	34	SW NW		70
4 S	1 W	WM	34	NW SW		70
4 S	1 W	WM	34	NW SW		55
4 S	1 W	WM	34	SW SW		55
5 S	1 W	WM	4	NW NE		38

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the wells at all times.

When required by the department, the water user shall install and maintain a weir, meter, or other suitable measuring device and shall keep a complete record of the amount of ground water withdrawn.

The Director may require water level or pump test results every ten years.

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.

This right is for the 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.

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 use of water shall be limited when it interferes with any prior surface or ground water rights.

Issued JUN 20 2008

Dwight Fowl for
Phillip C. Ward, Director
Water Resources Department

