

STATE OF OREGON

COUNTY OF BENTON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LINDA B. MONTANEZ MARY A. O'BRIEN
 15743 LOBSTER VALLEY RD
 ALSEA OR 97324

confirms the right to use the waters of FOUR UNNAMED STREAMS, tributaries of NORTH LOBSTER CREEK, for DOMESTIC USE EXPANDED FOR TWO FAMILIES, LIVESTOCK AND BARN USE, AND MAINTENANCE OF RESERVOIRS CONSTRUCTED UNDER PERMIT R-11427 FOR RECREATION.

This right was perfected under Permit 51396. The date of priority is JUNE 24, 1991. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.03 CUBIC FOOT PER SECOND (CFS), BEING 0.01 CFS FROM STREAM 1 FOR DOMESTIC AND LIVESTOCK WATER, 0.01 CFS FROM STREAM 2 FOR DOMESTIC, LIVESTOCK WATER AND USE IN BARN, AND 0.01 CFS FROM TWO UNNAMED STREAMS FOR MAINTENANCE OF RESERVOIRS FOR RECREATION, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion (POD) are located as follows:

POD	Twp	Rng	Mer	Sec	Q-Q	GLot	Survey Coordinates
3	15 S	9 W	WM	1	NW NE	2	2430 FEET NORTH & 710 FEET EAST FROM C1/4 CORNER, SECTION 1
4	15 S	9 W	WM	1	NW NE	2	2080 FEET NORTH & 800 FEET EAST FROM C1/4 CORNER, SECTION 1
1	15 S	9 W	WM	1	SE NE		182 FEET NORTH & 603 FEET EAST FROM SE CORNER, SW 1/4 NE 1/4, SECTION 1
2	15 S	9 W	WM	1	SE NE		1134 FEET NORTH & 633 FEET EAST FROM SE CORNER, SW 1/4 NE 1/4, SECTION 1

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

DOMESTIC USE EXPANDED						
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
15 S	9 W	WM	1	SW NE		

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.

LIVESTOCK AND BARN USE						
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
15 S	9 W	WM	1	NW NE	2	
15 S	9 W	WM	1	SW NE		

RESERVOIR MAINTENANCE						
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
15 S	9 W	WM	1	NW NE	2	

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.

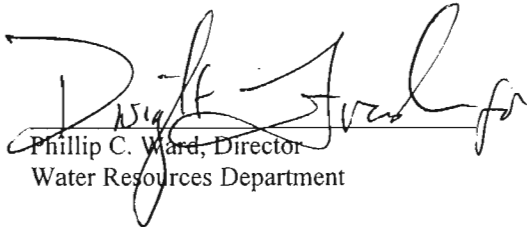
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

SEP 22 2008

Issued _____.



Phillip C. Ward, Director
Water Resources Department