

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.

STATE OF OREGON
COUNTY OF DESCHUTES
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF BEND
575 NE 15TH STREET
BEND, OREGON 97701

confirms the right to use the waters of RIVER WELL #1, RIVER WELL #2, PILOT BUTTE WELL #1, BEAR CREEK #1, AND BEAR CREEK #2 in the DESCHUTES RIVER BASIN for MUNICIPAL USE.

This right was perfected under Permit G-4946. The date of priority is OCTOBER 13, 1971. This right is limited to 4.87 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

RIVER WELL #1 – SW ¼ NW ¼, SECTION 5, T 18 S, R 12 E, W.M.; SOUTH 58 DEGREES 04 MINUTES 01 SECOND EAST, 3007.14 FEET FROM THE NW CORNER OF THE NE ¼ OF THE NE ¼, SECTION 6.

RIVER WELL #2 – SW ¼ NW ¼, SECTION 5, T 18 S, R 12 E, W.M.; 1420 FEET SOUTH AND 950 FEET EAST FROM THE NW CORNER, SECTION 5.

PILOT BUTTE #1 – NE ¼ NE ¼, SECTION 33, T 17 S, R 12 E, W.M.; 200 FEET NORTH AND 400 FEET EAST FROM THE SW CORNER OF THE NE ¼ OF THE NE ¼ OF SECTION 33.

BEAR CREEK #1 – SE ¼ SE ¼, SECTION 33, T 17 S, R 12 E, W.M.; NORTH 40 DEGREES 59 MINUTES 46 SECONDS WEST, 1074.4 FEET FROM THE SE CORNER OF SECTION 33.

BEAR CREEK #2 – SE ¼ SE ¼, SECTION 33, T 17 S, R 12 E, W.M.; NORTH 33 DEGREES 0 MINUTES 23 SECONDS WEST, 1087.9 FEET FROM THE SE CORNER OF SECTION 33.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

WITHIN SERVICE AREA
CITY OF BEND

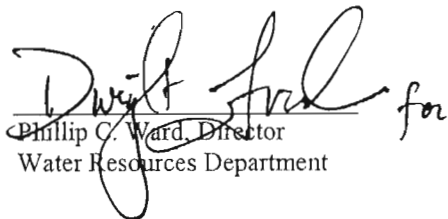
The wells shall be maintained in accordance with the General Standards for the Construction and maintenance of Water Wells in Oregon.

This certificate is issued to confirm ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered July 7, 2003, at Special Order Volume 57, Page 991, and supercedes Certificate 79994, State Record of Water Right Certificates.

The combined quantity of water diverted at the new point of appropriation (well), together with the quantity diverted at the old point of appropriation, shall not exceed the quantity of water lawfully authorized by the water right.

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

Issued MAR 12 2009

 for
Phillip C. Ward, Director
Water Resources Department