

STATE OF OREGON
COUNTY OF JOSEPHINE
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF CAVE JUNCTION
PO BOX 1396
CAVE JUNCTION OREGON 97523

confirms the right to use the waters of THREE WELLS, in the ILLINOIS RIVER BASIN, for MUNICIPAL USE.

This right was perfected under Permit G-10166. The date of priority is MAY 13, 1983. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.60 CUBIC FOOT PER SECOND (CFS); BEING 0.60 CFS FROM ORIGINAL WELL, 0.08 CFS FROM MEYERS WELL, AND 0.08 CFS FROM BERARD WELL, provided the total quantity appropriated from all wells does not exceed 0.60 cfs, if available at the original well, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

| Well | Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|----------|------|-----|-----|-----|-------|--|
| ORIGINAL | 39 S | 8 W | WM | 20 | NE NE | 748 FEET SOUTH AND 513 FEET WEST FROM THE NE CORNER, SECTION 20 |
| MEYERS | 39 S | 8 W | WM | 16 | SW SW | 82.75 FEET NORTH AND 704.46 FEET EAST FROM THE SW CORNER, SECTION 16 |
| BERARD | 39 S | 8 W | WM | 21 | SW NW | 1431.75 FEET SOUTH AND 100 FEET EAST FROM THE NW CORNER, SECTION 21 |

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:

SERVICE AREA OF THE CITY OF CAVE JUNCTION

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

The quantity of water diverted at the new points of appropriation (wells), together with that diverted at the old point of appropriation, shall not exceed the quantity of water available from the original point of appropriation.

When required by the Department the water use shall install in-line flow meters or other suitable devices for measuring and recording the quantity of water used. The type and plans of the measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

NOTICE OF RIGHT TO 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.

Water shall be acquired from the same aquifer as the original point of appropriation.

This certificate is issued to confirm ADDITIONAL POINTS OF APPROPRIATION and a CHANGE IN PLACE OF USE approved by an order of the Water Resources Director entered July 25, 1994, at Special Order Volume 48, Page 248, approving Transfer Application 7159, and supersedes Certificate 67669, State record of Water Right Certificates.

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.

Issued JUL 17 2009.


Phillip C. Ward, Director