# STATE OF OREGON

#### COUNTY OF MORROW

### CERTIFICATE OF WATER RIGHT

#### THIS CERTIFICATE ISSUED TO

PORTLAND GENERAL ELECTRIC CO. 121 SW SALMON ST PORTLAND OR 97204

## J. HENRY SCHRODEN BANK & TRUST COMPANY ONE STATE STREET 6<sup>TH</sup> FLOOR NEW YORK NY 10015

confirms the right to use the waters of the COLUMBIA RIVER AND CARTY RESERVOIR, CONSTRUCTED UNDER PERMIT R-6276, for THERMAL POWER GENERATION FACILITY.

This right was perfected under Permit 39188. The date of priority is DECEMBER 4, 1973. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 135.0 CUBIC FEET PER SECOND 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	Measured Distances
COLUMBIA	4 N	22 E	WM	36	NW SE	NORTH 52 DEGREES 39 MINUTES 41 SECONDS
RIVER						WEST 2730 FEET FROM SE CORNER, SECTION 36
CARTY	3 N	24 E	WM	34	SW SW	NONE GIVEN
RESERVOIR				i de s		

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

Twp_	Rng	Mer	Sec	Q-Q	GLot	DLC
2 N	24 E	WM	2	NE SW		
2 N	24 E	WM	2	NW SW		
2 N <sup>-</sup>	24 E	WM	2	SW SW		
2 N	24 E	WM	2	SE SW		
2 N	24 E	WM	3	NE SE		
2 N	24 E	WM	3	NW SE		

.

## 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.

Application S-51521.jwg

Page 1 of 2

Certificate 86057

Тwp	Rng	Mer	Sec	Q-Q	GLot	DLC
2 N	24 E	WM	3	SW SE		
2 N	24 E	WM	3	SE SE		
2 N	24 E	WM	10	NE NE		
2 N	24 E	WM	10	NW NE		
2 N	24 E	WM	10	SW NE		
2 N	24 E	WM	10	SE NE		
2 N	24 E	WM	11	NE NW		
2 N .	24 E	WM.	11	NW NW		
2 N	24 E	WM	11	SWNW		
2 N	24 E	WM	11	SE NW		
3 N	24 E	WM	26	ALL		
3 N	24 E	WM	34	ALL .		3.
3 N	24 E	WM	35	ALL		

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.

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.

Issued \_\_\_\_\_ MAR 1 6 2010

Dwight W French Administrator Water Rights and Adjudications, for Phillip C Ward, Director Water Resources Department

Application S-51521.jwg

Page 2 of 2

Recorded in State Record of Water Right Certificates numbered 86057.