

STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF CARLTON
 191 E MAIN ST
 CARLTON OR 97111

confirms the right to use the waters of PANTHER CREEK and PANTHER CREEK RESERVOIR, tributaries of N. YAMHILL RIVER for MUNICIPAL USES.

This right was perfected under Permit S-34661. The date of priority is OCTOBER 22, 1969. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.271 CUBIC FOOT PER SECOND from PANTHER CREEK and 66.0 ACRE FEET from PANTHER CREEK RESERVOIR (constructed under permit R-5527), measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 S	5 W	WM	18	SW SE	360 FEET NORTH & 2460 FEET WEST FROM SE CORNER, SECTION 18

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

MUNICIPAL USES				
Twp	Rng	Mer	Sec	Q-Q
3 S	4 W	WM	3	SE 1/4 SW 1/4
3 S	4 W	WM	3	S 1/2 SE 1/4
3 S	4 W	WM	9	E 1/2
3 S	4 W	WM	10	All
3 S	4 W	WM	11	N 1/2
3 S	4 W	WM	15	W 1/4
3 S	4 W	WM	16	E 1/2
3 S	4 W	WM	19	S 1/2
3 S	4 W	WM	20	S 1/2 N 1/2
3 S	4 W	WM	20	S 1/2
3 S	4 W	WM	21	NE 1/4

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
3 S	4 W	WM	21	NE 1/4 NW 1/4
3 S	4 W	WM	21	S 1/2 NW 1/4
3 S	4 W	WM	21	S 1/2
3 S	4 W	WM	22	ALL
3 S	4 W	WM	27	N 1/2 NE 1/4
3 S	4 W	WM	27	W 1/2
3 S	4 W	WM	28	E 1/4
3 S	4 W	WM	29	NE 1/4
3 S	4 W	WM	30	N 1/4
3 S	4 W	WM	33	NE 1/4 NE 1/4
3 S	4 W	WM	34	N 1/2 NW 1/4
3 S	5 W	WM	17	S 1/2 SW 1/4
3 S	5 W	WM	18	S 1/2 SE 1/4
3 S	5 W	WM	19	N 1/2 NE 1/4
3 S	5 W	WM	20	N 1/2
3 S	5 W	WM	21	S 1/2 NE 1/4
3 S	5 W	WM	21	NW 1/4
3 S	5 W	WM	21	N 1/2 S 1/2
3 S	5 W	WM	22	SW 1/4 NW 1/4
3 S	5 W	WM	22	S 1/2
3 S	5 W	WM	23	S 1/2 NE 1/4
3 S	5 W	WM	23	S 1/2
3 S	5 W	WM	24	S 1/2
3 S	5 W	WM	25	N 1/4
3 S	5 W	WM	26	N 1/2 NW 1/4
3 S	5 W	WM	27	N 1/2 NE 1/4
3 S	5 W	WM	27	NE 1/4 NW 1/4

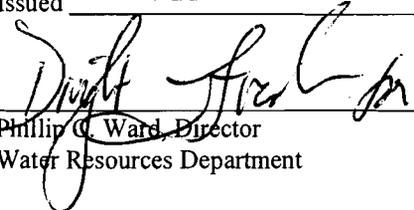
Water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

The use of water 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.

This right is subject to the terms of an agreement between the Oregon State Fish Commission and the City of Carlton recorded in Miscellaneous Records of the State Engineer (Volume 4, pages 2114 – 2115) and by reference made a part hereof.

This certificate is issued for a partial perfection of Permit S-34661 as described in OAR 690-320-0040 and by an order of the Water Resources Director entered February 4, 2010 at Special Order Volume 80, Page 188.

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 FEB 09 2010

 Phillip C. Ward, Director
 Water Resources Department