

STATE OF OREGON

COUNTY OF CLACKAMAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF CANBY
 PO BOX 1070
 CANBY OR 97013

confirms the right to use the waters of MOLALLA RIVER, a tributary of the Willamette River for MUNICIPAL USE.

This right was perfected under Permit 35453. The date of priority is JULY 31, 1970, FOR 5.0 CUBIC FEET PER SECOND (CFS) AND DECEMBER 22, 1970, FOR 5.0 CFS. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 10.0 CFS, being 10.0 CFS from New River Intake and 3.12 CFS from Original River Intake in any combination, or its equivalent in case of rotation, measured at the points of diversion, if available at the Original River Intake.

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

POD	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
Original River Intake	3 S	1 E	WM	32	NW SE	1830 FEET NORTH & 2130 FEET WEST FROM SE CORNER, SECTION 32
New River Intake	4 S	1 E	WM	5	NW NE	107 FEET SOUTH & 2400 FEET WEST FROM NE CORNER, SECTION 5

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

Twp	Rng	Mer	Sec	Q-Q
3 S	1 E	WM	27	NW NW
3 S	1 E	WM	27	SW NW
3 S	1 E	WM	27	NE SW
3 S	1 E	WM	27	NW SW
3 S	1 E	WM	27	SW SW
3 S	1 E	WM	27	SE SW
3 S	1 E	WM	27	NE SE
3 S	1 E	WM	27	NW SE
3 S	1 E	WM	27	SW SE
3 S	1 E	WM	27	SE 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.

Twp	Rng	Mer	Sec	Q-Q
3 S	1 E	WM	28	NE NE
3 S	1 E	WM	28	SE NE
3 S	1 E	WM	28	NE SW
3 S	1 E	WM	28	NW SW
3 S	1 E	WM	28	SW SW
3 S	1 E	WM	28	SE SW
3 S	1 E	WM	28	NE SE
3 S	1 E	WM	28	NW SE
3 S	1 E	WM	28	SW SE
3 S	1 E	WM	28	SE SE
3 S	1 E	WM	29	SW SE
3 S	1 E	WM	29	SE SE
3 S	1 E	WM	32	NE NE
3 S	1 E	WM	32	NW NE
3 S	1 E	WM	32	SW NE
3 S	1 E	WM	32	SE NE
3 S	1 E	WM	32	NE SE
3 S	1 E	WM	32	NW SE
3 S	1 E	WM	32	SW SE
3 S	1 E	WM	32	SE SE
3 S	1 E	WM	33	NE NE
3 S	1 E	WM	33	NW NE
3 S	1 E	WM	33	SW NE
3 S	1 E	WM	33	SE NE
3 S	1 E	WM	33	NE NW
3 S	1 E	WM	33	NW NW
3 S	1 E	WM	33	SW NW
3 S	1 E	WM	33	SE NW
3 S	1 E	WM	33	NE SW
3 S	1 E	WM	33	NW SW
3 S	1 E	WM	33	SW SW
3 S	1 E	WM	33	SE SW
3 S	1 E	WM	33	NE SE
3 S	1 E	WM	33	NW SE
3 S	1 E	WM	33	SW SE
3 S	1 E	WM	33	SE SE
3 S	1 E	WM	34	NE NE
3 S	1 E	WM	34	NW NE
3 S	1 E	WM	34	SW NE
3 S	1 E	WM	34	SE NE
3 S	1 E	WM	34	NE NW
3 S	1 E	WM	34	NW NW
3 S	1 E	WM	34	SW NW
3 S	1 E	WM	34	SE NW
3 S	1 E	WM	34	NE SW
3 S	1 E	WM	34	NW SW
3 S	1 E	WM	34	SW SW
3 S	1 E	WM	34	SE SW
3 S	1 E	WM	34	NE SE

Twp	Rng	Mer	Sec	Q-Q
3 S	1 E	WM	34	NW SE
3 S	1 E	WM	34	SW SE
3 S	1 E	WM	34	SE SE
4 S	1 E	WM	3	NE NE
4 S	1 E	WM	3	NW NE
4 S	1 E	WM	3	SW NE
4 S	1 E	WM	3	SE NE
4 S	1 E	WM	3	NE NW
4 S	1 E	WM	3	NW NW
4 S	1 E	WM	3	SW NW
4 S	1 E	WM	3	SE NW
4 S	1 E	WM	3	NW SW
4 S	1 E	WM	4	NE NE
4 S	1 E	WM	4	NW NE
4 S	1 E	WM	4	SW NE
4 S	1 E	WM	4	SE NE
4 S	1 E	WM	4	NE NW
4 S	1 E	WM	4	NW NW
4 S	1 E	WM	4	SW NW
4 S	1 E	WM	4	SE NW
4 S	1 E	WM	4	NW SW
4 S	1 E	WM	4	NE SE
4 S	1 E	WM	4	NW SE
4 S	1 E	WM	5	NE NE
4 S	1 E	WM	5	NW NE
4 S	1 E	WM	5	SE NE

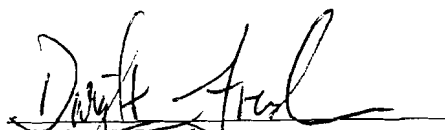
When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

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 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 12 2010


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