

STATE OF OREGON
COUNTY OF TILLAMOOK
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STATE OF OREGON
WATER RESOURCES DEPARTMENT

confirms the right to use the waters of TWO UNNAMED STREAMS, tributary to HAWK CREEK, for instream use for conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat and other ecological values.

This right was perfected under Permit S-6132. The date of priority is AUGUST 26, 1920. The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed:

Reach	Instream Rate
Instream Reach #1	0.5 Cubic Foot per Second (CFS)
Instream Reach #2	0.5 CFS
Instream Reach #3	1.0 CFS

or its equivalent in case of rotation, measured at the point of diversion, from January 1 to December 31.

The description of the stream reach in which flows are to be maintained is as follows:

Reach #1 (Unnamed Stream #1): From the location of the diversion authorized previously under Certificate 21365, located on approximately at:

Township		Range		Meridian	Sec	¼ ¼	Measured Distance
5	S	11	W	W.M.	36	NE NE	1880 FEET EAST AND 670 FEET SOUTH FROM THE NORTH ¼ CORNER OF SECTION 36

To the mouth of Unnamed Stream #1 and confluence with Hawk Creek and then into Hawk Creek to the confluence with Unnamed Stream #2.

Reach #2 (Unnamed Stream #2): From the location of the diversion authorized previously under Certificate 21365, located on approximately at:

Township		Range		Meridian	Sec	¼ ¼	Measured Distance
5	S	11	W	W.M.	25	SW SE	1308 FEET EAST AND 137 FEET NORTH FROM THE SOUTH ¼ CORNER OF SECTION 25

To the mouth of Unnamed Stream #2 and confluence with Hawk Creek.

Reach #3 (Hawk Creek): From the confluence of Unnamed Stream #2 and Hawk Creek to the mouth of Hawk Creek.

Within the specified stream reach, the amount of water to which this right is entitled shall not exceed the quantity of water legally available at the original point of diversion. Protection of the instream use in Hawk Creek shall be based on measurements above the area of tidal influence on Hawk Creek.

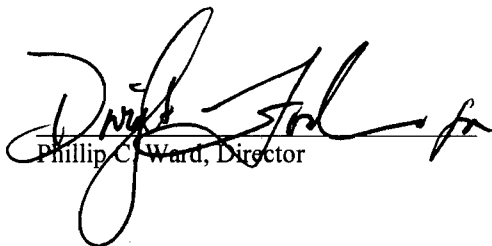
This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review 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.

The instream right established by this transfer shall replace a portion of instream water rights established pursuant to ORS 537.341 or 537.346 and shall be in addition to instream water rights established pursuant to ORS 537.348 or 537.470, unless otherwise specified by a subsequent order establishing a new instream water right.

The right is subject to all other terms and conditions of Certificate 21365, and any related decree.

This certificate is issued to confirm a change in use and place of use approved by an order of the Water Resources Director recorded in Special Order Volume 81, Page 249, approving Transfer T-7054, and supersedes Certificate 21365, State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director, affixed August 25, 2010.


Phillip C. Ward, Director