

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

J C COMPTON CO
 PO BOX 38
 7400 BUENA VISTA RD
 INDEPENDENCE OR 97351

confirms the right to use the waters from WILLAMETTE RIVER, tributary to COLUMBIA RIVER for MINING USE.

This right was perfected under Permit S-32448. The date of priority is MARCH 20, 1967. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.22 CUBIC FOOT PER SECOND AND SHALL NOT EXCEED 49.75 ACRE-FEET PER YEAR, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
8 S	4 W	WM	34	SE SW	6	LOCATED ON AN EXCAVATED POND HYDRAULICALLY CONNECTED TO THE WILLAMETTE RIVER: 85 FEET NORTH AND 1825 FEET EAST FROM SW CORNER, SECTION 34

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 is as follows:

Within Tax Lots 101 and 301 on Claim of Beneficial Map						
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
8 S	4 W	WM	34	NW SW	5	
8 S	4 W	WM	34	SW SW	5	
8 S	4 W	WM	34	SE SW	6	
8 S	4 W	WM	34	SW SE	7	
9 S	4 W	WM	3	NW NE	3	
9 S	4 W	WM	3	NW NE		40
9 S	4 W	WM	3	SW NE		40
9 S	4 W	WM	3	NE NW	4	
9 S	4 W	WM	3	NE NW		40
9 S	4 W	WM	3	NW NW	5	
9 S	4 W	WM	3	SE NW		40

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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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 water user shall maintain an in-line flow meter or other suitable device for measuring and recording the quantity of water appropriated. Specifically, the water user shall measure and keep a daily running log of the volume of water used for dust abatement and the estimated volumetric water content of rock exported from the site. This record shall be available to the Watermaster whenever needed for determining water quantities.


The original points of diversion of surface water shall not be retained as an additional or supplemental point of diversion. The original points of diversion are described as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
8 S	4 W	WM	34	NW SW	5	1370 FEET NORTH AND 720 FEET EAST FROM SW CORNER, SECTION 34
8 S	4 W	WM	34	SE SW	6	890 FEET NORTH AND 2275 FEET EAST FROM SW CORNER, SECTION 34

This certificate is issued to confirm a CHANGE IN POINT OF DIVERSION, PLACE OF USE, AND CHARACTER OF USE approved by an order of the Water Resources Director entered SEPTEMBER 21, 2005, at Special Order Volume 67, Page 167, approving Transfer Application 9870, and together with Certificate 81544, supersedes Certificate 39277, 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 MAR 28 2014


 Dwight W. French
 Administrator, Water Right Services, for
 Phillip C. Ward, Director