

STATE OF OREGON
COUNTY OF MULTNOMAH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PORT OF PORTLAND
PO BOX 3529
PORTLAND OR 97208

confirms the right to the use of water perfected under the terms of Permit S-36765. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point(s) of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: SPRING AREA, SPRING 3, UNNAMED STREAM 2, UNNAMED STREAM 3, AND RESERVOIR, CONSTRUCTED UNDER PERMIT R-5964, TRIBUTARIES OF ARATA CREEK

PURPOSE OR USE: MUNICIPAL USE

MAXIMUM RATE AND VOLUME:

Maximum rate (cfs)	Maximum Annual Volume (AF/yr)
Spring Area: 0.099 cfs Spring 3: 0.03 cfs Stream 2: 0.099 cfs, limited to no more than 0.099 cfs in combination with the rate for Stream 2 under Certificate 93763 Stream 3: 0.09 cfs, limited to no more than 0.099 cfs in combination with the rate for Stream 3 under Certificate 93763 Total: up to 0.318 cfs	Total = 341.0 AF, Including up to 7.0 AF from McGill Reservoir in combination with water from Certificate 93763

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: JUNE 6, 1973

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
1 N	3 E	WM	34	SW NW	55	SPRING 3 POD - 500 FEET SOUTH AND 700 FEET EAST FROM NW CORNER, DLC 55
1 N	3 E	WM	34	SW NW	55	MCGILL RESERVOIR POD - 160 FEET SOUTH AND 930 FEET EAST FROM NW CORNER, DLC 55
1 N	3 E	WM	34	SW NW	55	COMMON CHANNEL POD - 240 FEET SOUTH AND 1000 FEET EAST FROM NW CORNER, DLC 55

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC
1 N	3 E	WM	34	SW NE	55
1 N	3 E	WM	34	SW NE	57
1 N	3 E	WM	34	SE NE	57
1 N	3 E	WM	34	SW NW	55
1 N	3 E	WM	34	SE NW	55
1 N	3 E	WM	34	NE SW	55
1 N	3 E	WM	34	NW SW	55
1 N	3 E	WM	34	SW SW	55
1 N	3 E	WM	34	SE SW	55

Twp	Rng	Mer	Sec	Q-Q	DLC
1 N	3 E	WM	34	NE SE	57
1 N	3 E	WM	34	NW SE	57
1 N	3 E	WM	34	NW SE	55
1 N	3 E	WM	34	SW SE	54
1 N	3 E	WM	34	SW SE	55
1 N	3 E	WM	34	SW SE	57
1 N	3 E	WM	34	SE SE	57
1 N	3 E	WM	35	NW SW	57
1 N	3 E	WM	35	SW SW	57

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or, with prior approval of the Director, another suitable measuring device at each point of diversion in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The quantity of water diverted at the new point of diversion, together with that diverted at the original points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Source	Measured Distances
1 N	3 E	WM	34	SW NW	55	STREAM 3	240 FEET SOUTH AND 1000 FEET EAST FROM NW CORNER, DLC 55
1 N	3 E	WM	34	SE NW	55	SPRING AREA	440 FEET SOUTH AND 1130 FEET EAST FROM NW CORNER, DLC 55
1 N	3 E	WM	34	SE NW	55	STREAM 2	370 FEET SOUTH AND 1080 FEET EAST FROM NW CORNER, DLC 55


The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

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

This certificate is issued to confirm changes in POINT OF DIVERSION, PLACE OF USE, AND CHARACTER OF USE approved by an order of the Water Resources Director entered MAY 28, 2014, at Special Order Volume 92, Page 643, approving Transfer Application 11481, and together with Certificate 89313, supersedes Certificate 45428, State record of Water Right Certificates.

MAY 24 2018

Issued _____


 Dwight French
 Water Right Services Division Administrator, for
 Thomas M. Byler, Director
 Oregon Water Resources Department