

STATE OF OREGON
COUNTY OF MULTNOMAH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROSS ISLAND SAND AND GRAVEL CO.
PO BOX 82249
PORTLAND OR 97282-0249

confirms the right to the use of water perfected under the terms of Permit S-53324. 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 of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-81616

SOURCE OF WATER: WILLAMETTE RIVER, A TRIBUTARY TO THE COLUMBIA RIVER

PURPOSE or USE: INDUSTRIAL USE (AGGREGATE WASHING OPERATIONS)

MAXIMUM RATE: 1.31 CUBIC FEET PER SECOND (CFS); BEING 0.11 CFS FROM POD #1, 1.07 CFS FROM POD #2, AND 0.13 CFS FROM POD #3

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: OCTOBER 18, 1996

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	1 E	WM	14	NW NW	POD 1 - 620 FEET SOUTH AND 1900 FEET WEST FROM N1/4 CORNER, SECTION 14
1 S	1 E	WM	14	NW NW	POD 2 & 3 - 1010 FEET SOUTH AND 1990 FEET WEST FROM N1/4 CORNER, SECTION 14

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q
1 S	1 E	WM	14	NW NW

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device as approved by the Director in good working order.

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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, 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. 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 within three months after issuance of the certificate.

- 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.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

The water user shall maintain adequate treatment facilities meeting current DEQ requirements to remove sediment before returning the water to the stream.

The water user shall maintain and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversion.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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.

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described.

Issued JUN 07 2019



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