

STATE OF OREGON
 COUNTY OF BENTON
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF PHILOMATH
 DEPARTMENT OF PUBLIC WORKS
 PO BOX 400
 PHILOMATH OR 97370

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

This right was perfected under Permit S-30130 of the State Engineer. The date of priority is NOVEMBER 5, 1964.

The amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.19 cubic foot per second, or its equivalent in case of rotation, measured at the point of diversion from the stream, and a maximum total quantity of 38.5 acre feet of water diverted during the time period April 1 to September 30 of each year.

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

The point of diversion is located as follows:

| Twp | Rng | Mer | Sec | Q-Q | DLC | Measured Distances |
|------|-----|-----|-----|-------|-----|---|
| 12 S | 6 W | WM | 13 | SE NE | 51 | 1730 FEET SOUTH AND 330 FEET WEST FROM NW CORNER, LIGGETTS DLC 52 |

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

| Twp | Rng | Mer | Sec | Q-Q |
|------|-----|-----|-----|-------|
| 12 S | 5 W | WM | 18 | SW NW |
| 12 S | 5 W | WM | 18 | SE NW |
| 12 S | 5 W | WM | 18 | NE SW |
| 12 S | 5 W | WM | 18 | NW SW |
| 12 S | 5 W | WM | 18 | SW SW |
| 12 S | 5 W | WM | 18 | SE SW |
| 12 S | 6 W | WM | 13 | SE NE |
| 12 S | 6 W | WM | 13 | NE SE |
| 12 S | 6 W | WM | 13 | SE SE |

The water user shall maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

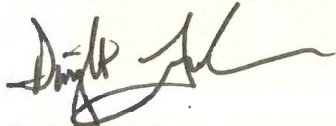
The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use described; however, water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

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.

This certificate is issued to confirm changes in CHARACTER OF USE AND PLACE OF USE approved by an order of the Water Resources Director entered MARCH 31, 2006, at Special Order Volume 68, Page 234, approving Transfer Application T-8527, and together with Certificate 81759, supersedes Certificate 33572, State Record of Water Right Certificates.

Issued MAR 31 2023



Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department