

STATE OF OREGON

COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SIDNEY Y. AND LOUANN M. BONE 43500 NW GREENVILLE ROAD FOREST GROVE OR 97116	VANDEHAY FARMS, INC 21408 NW PIHL ROAD BANKS OR 97106	GERALD I. HERB RT 2 FOREST GROVE OR 97116
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confirms the right to use the waters of WEST FORK DAIRY CR, DRAINAGE DITCH AND RESERVOIR CONSTRUCTED UNDER PERMIT R-1302, tributaries of DAIRY CR, for IRRIGATION OF 27.2 ACRES AND SUPPLEMENTAL IRRIGATION OF 43.5 ACRES.

This right was perfected under Permit S-20969. The date of priority is DECEMBER 5, 1950. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.75 CUBIC FOOT PER SECOND (CFS), BEING 0.29 CFS FOR IRRIGATION AND 0.46 CFS FOR SUPPLEMENTAL IRRIGATION, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q
1 N	4 W	WM	12	NW NW
1 N	4 W	WM	12	SW NW

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated from direct flow and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit R-1302, water to be diverted from drainage ditch when available and any deficiency in the available supply in the drainage ditch is to be made up by diversion from West Fork Dairy Creek, providing that the total quantity diverted from both streams shall not exceed 1/80<sup>th</sup> c.f.s. for each acre irrigated.

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 to which this right is appurtenant is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	4 W	WM	12	NW NE	1.4
1 N	4 W	WM	12	NE NW	4.4
1 N	4 W	WM	12	NW NW	21.4

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	4 W	WM	12	NW NE	9.3
1 N	4 W	WM	12	NE NW	25.6
1 N	4 W	WM	12	NW NW	8.6

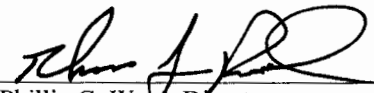
This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

This certificate is issued to confirm the right modified by provisions of an order recorded at Special Order Volume 64, Page 114 + 116, diminishing the right evidenced by Certificate 23342. This certificate supersedes Certificate 23342.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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.

WITNESS the signature of the Water Resources Director, affixed APR 13 2005.

  
132 Phillip C. Ward, Director

