

STATE OF OREGON
 COUNTY OF WASHINGTON
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DOUGLAS S. AND RETHA M. WETTER
 1205 NW CAVENS LANE
 HILLSBORO, OREGON 97124

RAYMOND AND AGNES HERTEL
 RT 3 BOX 611
 HILLSBORO, OREGON 97124

confirms the right to use the waters of DAIRY CR, a tributary of the TUALATIN R, for IRRIGATION OF 26.8 ACRES AND SUPPLEMENTAL IRRIGATION OF 23.2 ACRES.

This right was perfected under Permit S-21634. The date of priority is JULY 24, 1952. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.62 CUBIC FOOT PER SECOND (CFS), BEING 0.33 CFS FOR IRRIGATION AND 0.29 CFS FOR SUPPLEMENTAL IRRIGATION, 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
1 N	3 W	WM	35	SE NE

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, 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.

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	3 W	WM	35	SW NE	0.7
1 N	3 W	WM	35	SE NE	21.6
1 N	3 W	WM	35	NE SE	4.3
1 N	3 W	WM	35	NW SE	0.2

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	3 W	WM	35	SE NE	10.2
1 N	3 W	WM	35	NE SE	13.0

This certificate is issued to confirm the right modified by provisions of an order recorded at Special Order Volume 64, Page 152, diminishing the right evidenced by Certificate 26729. This certificate supersedes Certificate 26729.

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.

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.


Phillip C. Ward, Director

