

STATE OF OREGON

COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

EDWARD, HENRY, DON, AND GARY ROSHAK
16997 SW BEEF BEND RD
SHERWOOD, OR 97140

confirms the right to use the waters of AN UNNAMED STREAM AND BLUEBERRY RESERVOIR CONSTRUCTED UNDER APPLICATION NO. R-75064, CERTIFICATE 69388, tributaries to the TUALATIN RIVER for PRIMARY IRRIGATION AND AGRICULTURAL USE ON 8.0 ACRES AND SUPPLEMENTAL IRRIGATION AND AGRICULTURAL USE ON 75.78 ACRES.

This right was perfected under Permit S-52603. The date of priority is NOVEMBER 30, 1994. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.76 CUBIC FOOT PER SECOND FROM THE UNNAMED STREAM AND 19.6 ACRE FEET PER YEAR STORED WATER FROM BLUEBERRY RESERVOIR, or its equivalent in case of rotation, measured at the points of diversion. Water may be appropriated from live flow for irrigation during the period of March 1 through April 30 and for agricultural use during the period December 1 through April 30 of each year. Stored water may be used at any time throughout the year.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	1 W	WM	6	SE SE	800 FEET NORTH AND 625 FEET WEST FROM THE SE CORNER OF SECTION 6

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. This right is limited to any deficiency in the available supply of any prior right existing for the same land. 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 AND AGRICULTURE USE					
Twp	Rng	Mer	Sec	Q-Q	Acres
2 S	1 W	WM	6	SE SE	8.0

SUPPLEMENTAL IRRIGATION AND AGRICULTURE USE					
Twp	Rng	Mer	Sec	Q-Q	Acres
2 S	1 W	WM	5	SW SW	15.2
2 S	1 W	WM	6	SE SE	25.0
2 S	1 W	WM	7	NE NE	35.58

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 of the order must be filed within 60 days of the date of service.

The water user may be required to install, maintain and operate fish screening and by-bass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversion.

Measurement, recording and reporting conditions:

- A. The water user shall install a meter or other suitable measuring device as approved by the Director. The water user shall maintain the meter or measuring device 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.
- 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.

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

The right to the use of the water for the above purpose is restricted to beneficial use without waste on the lands or place of use described. 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.

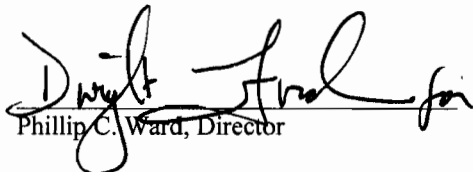
The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

The Director finds the use of water described by this right, as conditioned, will not impair or be detrimental to the public interest.

This certificate describes that portion of the water right confirmed by Certificate 80706, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered ~~SEP 23 2010~~ approving Transfer Application T-8768. This certificate also corrects the limit and duty described in Certificate 80706.

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.

WITNESS the signature of the Water Resources Director, affixed September 23, 2010.


Phillip C. Ward, Director

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