

STATE OF OREGON
 COUNTY OF WASHINGTON
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

VINCENT D DOBBIN & ELAINE J DOBBIN TRUST
 5303 BLUE HERON BLVD
 WEST RICHLAND WA 99353

confirms the right to use the waters of UNNAMED STREAM AND S.I.C. RESERVOIR, CONSTRUCTED UNDER PERMIT R-5780, TRIBUTARY TO THE TUALATIN RIVER, for SUPPLEMENTAL IRRIGATION of 248.9 ACRES.

This right was perfected under Permit S-53350. The date of priority is DECEMBER 20, 1994. The amount of water to which this right is entitled is limited to 1.2 CUBIC FEET PER SECOND FROM LIVE FLOW AND 35.0 ACRE-FEET PER YEAR FROM STORED WATER ONLY measured at the point of diversion.

The period of allowed use is March 1 through April 30 from LIVE FLOW and March 1 through October 31 from STORED WATER.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
1 S	3 W	WM	24	SE NW	57	1660 FEET SOUTH & 1600 FEET EAST FROM NW CORNER, SECTION 24

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) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

The place of use is as follows:

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
1 S	3 W	WM	13	SW NW	57	10.1
1 S	3 W	WM	13	SE NW	57	8.1
1 S	3 W	WM	13	NE SW	57	32.4
1 S	3 W	WM	13	NW SW	57	40.0
1 S	3 W	WM	13	SW SW	57	40.0
1 S	3 W	WM	13	SE SW	57	31.4
1 S	3 W	WM	14	SE NE	57	0.9
1 S	3 W	WM	14	NE SE	57	4.0
1 S	3 W	WM	14	SE SE	57	4.0
1 S	3 W	WM	23	NE NE	57	4.3

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 183.484 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.

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
1 S	3 W	WM	23	SE NE	57	3.3
1 S	3 W	WM	24	NW NW	57	35.0
1 S	3 W	WM	24	SW NW	57	29.7
1 S	3 W	WM	24	SE NW	57	5.7

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable 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.

The use may be restricted if the quality of the source stream decreases to the point that it no longer meets state and federal water quality standards due to reduced flows.

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

Notwithstanding that Oregon Department of Fish and Wildlife has made a determination that fish passage facilities are not necessary at this time, the water user may be required in the future to install, maintain, and operate fish passage facilities to provide adequate upstream and downstream passage for fish. The fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish & Wildlife specifications.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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.

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Dwight W. French
Water Right Services Division Administrator, for
Director
Oregon Water Resources Department