

STATE OF OREGON  
COUNTY OF WASHINGTON  
CERTIFICATE OF WATER RIGHT

ALAN M JESSE  
JAMES R FURBY  
3885 SW HILLSBORO HWY  
HILLSBORO OR 97123

confirms the right to use the waters of DON JESSE RESERVOIR, CONSTRUCTED UNDER PERMIT R-12479, TRIBUTARY OF TUALATIN RIVER, for PRIMARY IRRIGATION OF 4.9 ACRES, SUPPLEMENTAL IRRIGATION OF 61.2 ACRES, AND PRIMARY AND SUPPLEMENTAL IRRIGATION OF 161.6 ACRES.

This right was perfected under Permit S-53411. The date of priority is APRIL 14, 1997. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 167.1 ACRE-FEET or its equivalent in case of rotation, measured at the point of diversion.

The period of allowed use is March 1 through October 31 for irrigation of 4.9 acres in the SWSE, Section 16; and supplemental irrigation of 33.9 in the NESE, 26.4 in the NWSE, and 0.9 acre in the SENE, Section 16; and May 1 through September 30 for supplemental irrigation of the remaining 161.6 acres; and March 1 through April 30 and October 1 through October 31 for irrigation of 161.6 acres.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	3 W	WM	16	SW NE	P.O.D #1 – 1546 FEET SOUTH AND 1956 FEET WEST FROM THE NE CORNER OF SECTION 16
1 S	3 W	WM	16	SW NE	P.O.D #2 – 2399 FEET SOUTH AND 2418 FEET WEST FROM THE NE CORNER OF SECTION 16

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**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.

A description of the place of use to which this right is appurtenant is as follows:

PRIMARY IRRIGATION MARCH 1 THROUGH OCTOBER 31					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	16	SW SE	4.9

SUPPLEMENTAL IRRIGATION MARCH 1 THROUGH OCTOBER 31					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	16	SE NE	0.9
1 S	3 W	WM	16	NE SE	33.9
1 S	3 W	WM	16	NW SE	26.4
<b>Total</b>					<b>61.2</b>

PRIMARY IRRIGATION MARCH, APRIL, OCTOBER & SUPPLEMENTAL IRRIGATION MAY THROUGH SEPTEMBER					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	16	SW NE	20.4
1 S	3 W	WM	16	SE NE	28.9
1 S	3 W	WM	16	SE NW	31.7
1 S	3 W	WM	16	NE SW	30.2
1 S	3 W	WM	16	SE SW	13.4
1 S	3 W	WM	16	NW SE	13.6
1 S	3 W	WM	16	SW SE	23.4
<b>Total</b>					<b>161.6</b>

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- 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.

The use may be restricted if the quality of the source stream or downstream water decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

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.

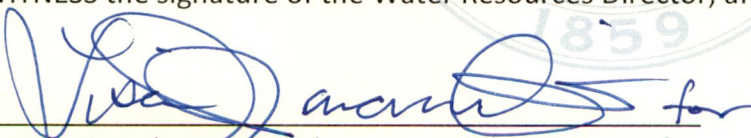
This certificate is issued to describe the right modified by provisions of an order of the Water Resources Director, entered APR 04 2019, and recorded in Special Order Volume 112, Pages 872-883, approving a partial diminution and a partial cancellation of the right evidenced by Certificate 89649. This certificate supersedes Certificate 89649.

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 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.

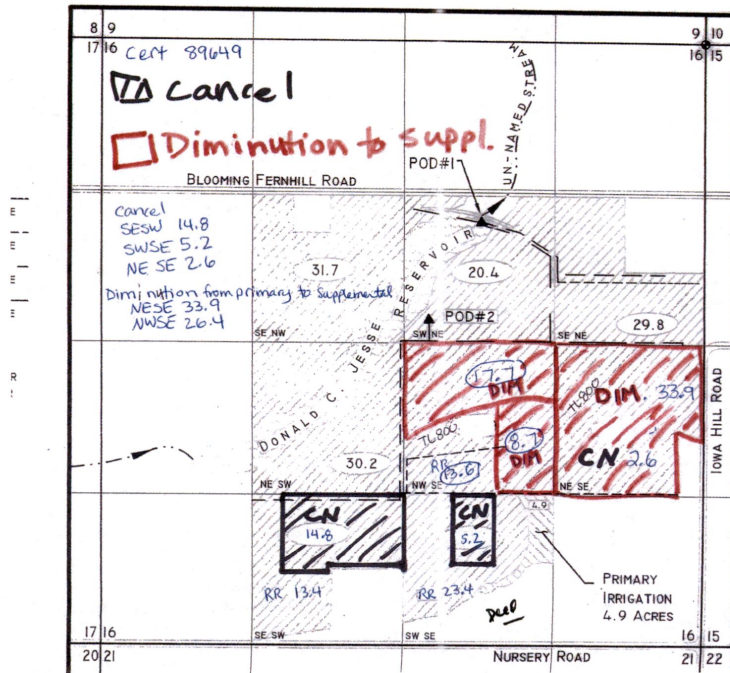
The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed April 4, 2019.

  
\_\_\_\_\_  
Dwight French, Water Right Services Administrator, for  
Thomas M. Byler, Director

# TOWNSHIP 1 SOUTH, RANGE 3 WEST, W.M.

PORTIONS OF SECTION 16  
WASHINGTON COUNTY, OREGON



RECEIVED  
JAN 11 2019  
OWRD

16

41379

Co. Rd.

383



WELL

410 ft

354



14.8

CN



5.2

CN

RR 17E

RR 22E

16

Co. Rd.

Nursey road

RECEIVED

JAN 11 2019

OWRD