

STATE OF OREGON

COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BARNEY RESERVOIR JOINT OWNERSHIP COMMISSION
150 E MAIN ST
HILLSBORO OR 97123

confirms the right to the use of water perfected under the terms of Permit S-55219. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-88492

SOURCE OF WATER: BARNEY RESERVOIR, CONSTRUCTED UNDER PERMIT R-4890, TRIBUTARY OF TRASK RIVER

PURPOSE OR USE: MUNICIPAL USES

MAXIMUM RATE OF USE: 30.0 CUBIC FEET PER SECOND, NOT TO EXCEED 8734.0 ACRE FEET

PERIOD OF USE: JANUARY 1 THROUGH DECEMBER 31

DATE OF PRIORITY: DECEMBER 26, 2017

Authorized Point of Diversion and Re-Diversion:

POD	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
Barney Reservoir Dam	1 S	6 W	WM	35	NE NW	305 FEET SOUTH AND 1790 FEET EAST FROM NW CORNER, SECTION 35
Spring Hill Intake Re-diversion	1 S	3 W	WM	8	SW SW	500 FEET NORTH AND 410 FEET EAST FROM SW CORNER, SECTION 8

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.

Authorized Place of Use:

WITHIN THE SERVICE AREAS OF CITY OF HILLSBORO, CITY OF FOREST GROVE, AND CITY OF BEAVERTON; AND THE TUALATIN VALLEY WATER DISTRICT DRINKING WATER SERVICE AREA

Water Use Measurement, Recording and Reporting Condition:

- A. The water user shall maintain, in good working order, a totalizing flow meter at each point of appropriation.
- B. The water user shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The water user shall keep a complete record of the volume of water stored each month, and shall submit a report which includes the water-storage 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.
- D. The Director may provide an opportunity for the water user to submit alternative measuring and reporting procedures for review and approval.

The water user shall maintain and operate fish screening and by-pass device consistence with current Oregon Department of Fish and Wildlife (ODFW) standards or submit documentation that ODFW is not necessary or is exempted. Fish screening is to prevent fish from entering the diversion.

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.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

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.

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; however, water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

Issued August 4, 2026.

Katherine Ratcliffe

Katherine Ratcliffe
Water Right Services Division Administrator, for
Ivan Gall, Director
Oregon Water Resources Department

