

STATE OF OREGON

COUNTY OF WASHINGTON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

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

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

DATE OF PRIORITY: DECEMBER 26, 2017

PERIOD OF USE: JANUARY 1 THROUGH DECEMBER 31

**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

**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

**1. Water Use Measurement, Recording, and Reporting Condition:**

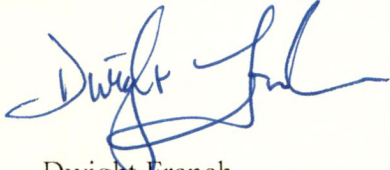
- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of diversion. The permittee shall maintain the device in good working order.
  - B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
  - C. The permittee shall keep a complete record of the volume of water stored each month, and shall submit a report which includes water-storage measurements to the Department annually, or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
  - D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.
2. The permittee shall install, maintain, and operate fish screening consistent with current Oregon Department of Fish and Wildlife (ODFW) standards or submit documentation that ODFW has determined fish screening is not necessary or is exempted. Fish screening is to prevent fish from entering the proposed diversion. The required screen is to be in place, functional, and approved in writing by ODFW prior to diversion of water. The water user shall operate and maintain the fish screen consistent with ODFW's operation and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly. The permittee is hereby directed to schedule a consultation with an ODFW Fish Screening Coordinator.

**STANDARD CONDITIONS**

1. Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.
2. 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.
3. This permit 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.

4. 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.
5. 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.
6. Construction of the water system shall begin within twenty years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.
7. Complete application of the water shall be made within twenty years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.
8. Within one year after making complete application of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued JUL 26 2019



Dwight French  
Water Right Services Division Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department

