

Water Right Transfer Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only **one** water right per page. A **separate Supplemental Form A** must be completed for **each** certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

▪ Certificate Number or other identifying number: _____ Cert # 22048

1. TYPE OF CHANGE(S) PROPOSED

(Check **all** that apply.)

| Point of Diversion or Appropriation | Place of Use | Character of Use |
|--|--|---|
| <input type="checkbox"/> Change (The old point of diversion or appropriation will not be used for the portion of the water right affected by the transfer.) <input type="checkbox"/> Additional (Both the old and new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) <input type="checkbox"/> Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) <input type="checkbox"/> Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will not be used.) <input type="checkbox"/> Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) <input type="checkbox"/> Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.) | <input type="checkbox"/> All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) <input checked="" type="checkbox"/> Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) | <p style="text-align: center;">Proposed new use:</p> <input type="checkbox"/> Irrigation <input type="checkbox"/> Municipal <input type="checkbox"/> Quasi-municipal <input type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Instream (complete and attach Supplemental Form C) <input type="checkbox"/> Domestic (indicate number of households) _____ <input type="checkbox"/> Other _____ <input type="checkbox"/> Substitution (A supplemental ground water right will be substituted for a primary surface water right.) <input type="checkbox"/> Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.) |

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SALEM, OREGON

▪ Certificate Number or other identifying number: Cert # 22048

The following information **must be provided** only for those points of diversion or appropriation that are involved in the transfer (i.e., **list only the portion of the water right you propose to transfer.**) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

| If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-___) | Source and Priority Date | Township | Range | Mer | Sec | ¼ ¼ | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|--|--------------------------|----------|-------|-----|-----|-----|---------------------------|--|
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

- Does the water right being transferred involve a ground water source(s)?
 - Yes
 - No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)

or

B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

Construction of Existing Authorized Point(s) of Appropriation – (Only needed if no well log is available.)

Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.

| OWRD Well No. as identified in table above | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|--|----------|-------------------------|-----------------------|--|------------|---------------------|-------------------------------------|---|------------------|
| | | | | | | | | | |
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▪ Certificate Number or other identifying number: Cert # 22048

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation)

N/A – Instream Water Right Transfer

(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)

| Source | Township | Range | Mer | Sec | ¼ ¼ Section | Tax Lot, DLC or Gov't Lot | Survey Coordinates (coordinates from a recognized survey corner) |
|--------|----------|-------|-----|-----|-------------|---------------------------|--|
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? Yes No N/A - No proposed well(s) listed above.

If "Yes", attach and **clearly label** the corresponding well log(s) for each proposed well, or if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)

If "No", describe the anticipated construction for the proposed well(s) in the following table:

Construction of Proposed Point(s) of Appropriation or Well(s)

Well numbers in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.

| Well already built? (Yes/No) | If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-_____) | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Est. depth to water | Est. depth to water bearing stratum | Type of access port or measuring device | Total well depth |
|------------------------------|--|----------|-------------------------|-----------------------|--|------------|---------------------|-------------------------------------|---|------------------|
| | | | | | | | | | | |
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Water Right Transfer Supplemental Form C INSTREAM WATER RIGHT TRANSFER

- Permanent Instream Transfer** or **Time-Limited Instream Transfer**
Please contact the Department with any questions on filling out this form. Attach additional pages, if necessary.

1. Identify the public use for which the instream right is requested (check one). RECEIVED

- Conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat and other ecological values.
 Recreation
 Navigation
 Pollution Abatement
- JUL 24 2008
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2. Instream use proposed to be created by the instream transfer:

| Originating Water Right Number (as identified in the transfer application) | Priority Date | Source | Proposed Instream Period | Rate (cfs)* | Volume (ac-ft)** |
|--|---------------|----------------|--------------------------|-------------|------------------|
| Cert # 22048 | 09/19/1951 | Tualatin River | June 23 – Sept. 30 | 0.50 | 100.0 |
| | | | | | |
| Total Volume: | | | | | 95.25 |

* To calculate rate (if other than the rate allowed by the right), divide the volume by the number of days in the period and then divide by 1.983471; or
 ** To calculate volume, multiply the rate by the number of days in the period and then multiply by 1.983471.
 The quantity allocated during any period may not exceed the quantity that may be used under the existing right during that period. The total volume of water for the year may not exceed the total volume of water that may be used during the year under the existing right.

Additional information: Rate and volume listed in table above is based on the 40.0 acre portion of water right proposed to be transferred.

3. Identify the location of the proposed instream water right.

- Water is requested to be protected at a point.
 Location (i.e. the point of diversion (POD), or if the water right has more than one POD or if a POD is not described on the water right, please provide the legal description): _____

- Water is requested to be protected within a reach.
 Location of proposed reach (if an instream water right reach is requested, identify the upstream and downstream extent of the reach): The Tualatin River from Cert. # 22048 POD at approximate river mile 55 (said POD located in the NE 1/4 of NW 1/4, Section 8, T. 1 S., R. 3 W., WM, 1,275 feet South and 40 feet West from North 1/4 corner of Section 8); to the mouth at river mile 0.0 (SW 1/4, Section 2, T. 3 S., R. 2 E., WM)

Recommendations for conditions on the instream use to avoid taking away or impairing existing water rights.

- None
 Other (such conditions may include, but are not limited to, reductions in the instream flow levels in cfs per month or total ac-ft, the effective reach(es) or lake levels of the instream flow, measuring locations and the strategy

for monitoring the instream flow or lake levels): _____

4. Are there any existing instream water rights at the same point or within the same requested reach(es) or lake, or on a portion thereof:

- No Yes (identify other instream water rights): Cert. # 72960, 72961, and 80000 (under ORS 537.341); Cert # 59692, Applications # MF174 and MF175 (all three under 537.346); Cert. # 81025 (Henry Hagg Lake reservoir source); and Applications # S 86703 and S 86704 (both treated effluent sources)

New instream water rights generally (but not always) are additive to instream water rights established under ORS 537.348 (instream transfer application process) and ORS 537.470 (allocation of conserved water) and replace a portion of instream water rights established under ORS 537.341 (state agency application process) or ORS 537.346 (conversion of minimum perennial streamflows) with an earlier priority date.

Is it your intent to have the proposed instream water right transfer be additive to any instream water right established under ORS 537.348 and ORS 537.470 and replace a portion of any instream water right established under ORS 537.341 and ORS 537.346 with an earlier priority date?

- Yes No. If no, please explain your intent below.

If the proposed conversion would add to the amounts of an existing instream water right(s) established under ORS 537.341 or 537.346, provide documentation demonstrating why additional instream flows are necessary. *Supporting documentation should include information from the Dept. of Fish and Wildlife (ODFW) (fish life), Dept. of Environmental Quality (DEQ) (pollution abatement), and/or Parks and Recreation Dept. (recreation).*

5. Is the requested instream flow intended to exceed the estimated average natural flow or level occurring from the drainage system?

- No; *or*
 Yes (Provide supporting documentation that demonstrates why additional flows are significant for the public use requested.); *or*

Yes, and it is presumed that flows that exceed the estimated average natural flow or natural lake levels are significant because:

- The requested flow does not exceed the maximum amount of any instream water right application applied for under ORS 537.341 (state agency instream water right application process) for the same reach or portion thereof, and the requested public use is for the same public use as the aforementioned instream water right application; ***and***
- For the specified time period that flows are requested to exceed the estimated average natural flow or lake level, the stream is in an ODFW flow restoration priority watershed (A copy of the priority watershed map indicating the specific watershed involved should be included with the application. Priority watershed maps may be found on the OWRD web page); ***or***
- The stream is listed as water quality limited and DEQ has provided scientific information that demonstrates that increased flows would improve water quality. (The scientific information provided by DEQ should be included with the transfer application.)

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6. For a time-limited instream transfer, please answer the following:

The time-limited instream transfer is for a specific number of years:
Begin Year _____ to End Year _____

The time-limited instream transfer is to terminate based upon other conditions:
Conditions: Transfer remains in effect until Clean Water Services determines the water is needed for other District purposes which may include, but are not limited to, 1) if the District sells the land that water right is appurtenant to, and buyer wants to restore the water right for irrigation use or 2) if the District requires restoring the irrigation right when reclaimed water is no longer available for irrigation of the land.

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SALEM, OREGON

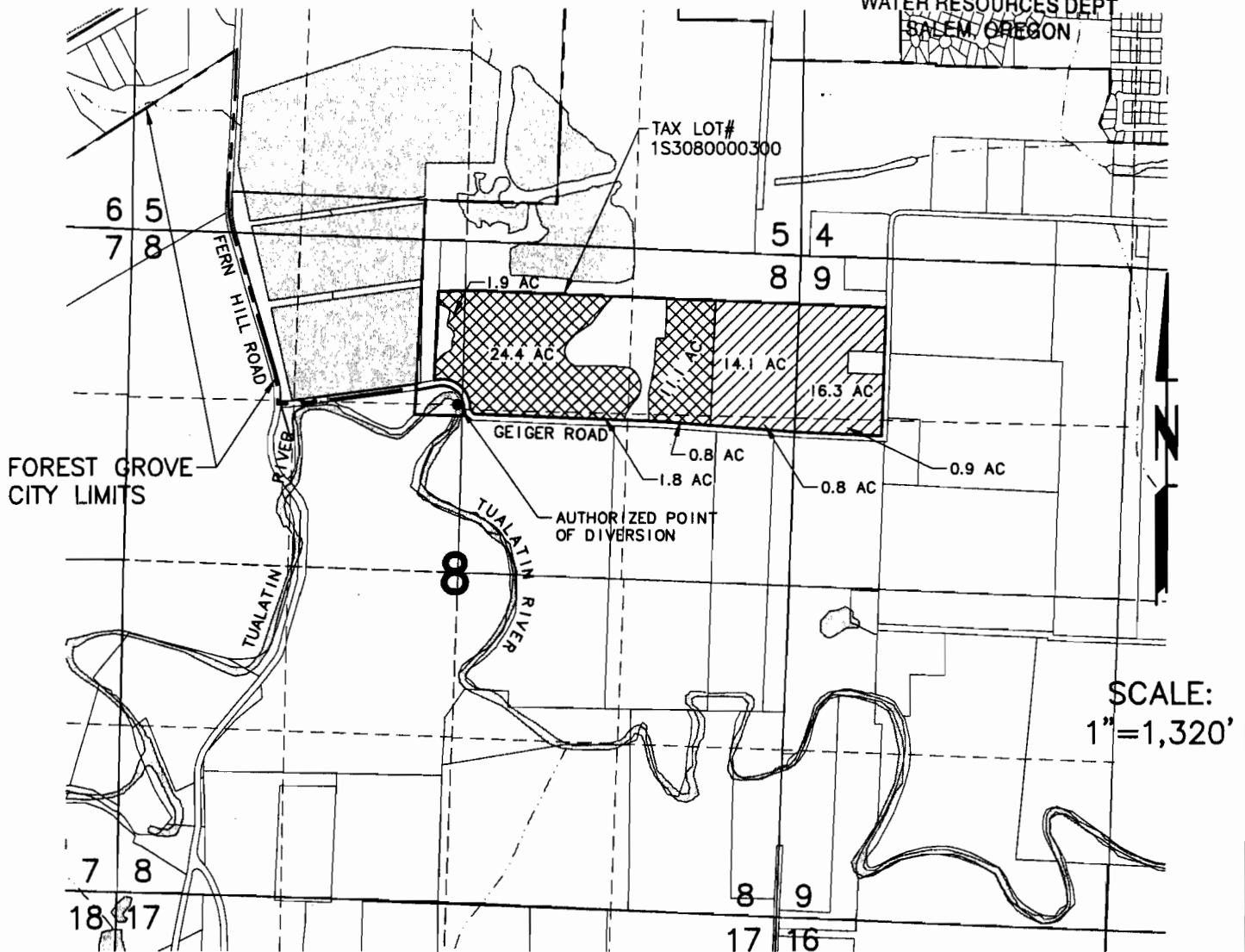
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T.1S.,R.3W.,W.M.
SECTION 8

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
TAX LOT#
1S3080000300




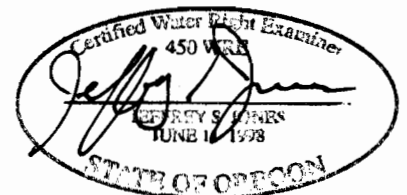
**AMENDED
APPLICATION MAP FOR INSTREAM TRANSFER OF WATER RIGHT
PERMIT NO. S-20745 CERTIFICATE NO. 22048
TRANSFER NO. T-7408
IN THE NAME OF
CLEAN WATER SERVICES
WASHINGTON COUNTY**

JULY 2008

THIS MAP SUPERSEDES
TRANSFER MAP
ORIGINALLY RECEIVED BY
THE DEPARTMENT ON
AUGUST 25, 1995

 CERTIFICATE NO. 22048
PROPOSED CHANGE IN
PLACE OF USE
AREA = 40.0 ACRES

 CERTIFICATE NO. 22048
NO CHANGE
AREA = 32.1 ACRES



EXPIRES: 6-30-09

NOTE: This map is for the purpose of identifying the location of the water right only and is not intended to provide legal dimensions or locations of property lines.



Oregon Water Resources Department
Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: Clean Water Services, in care of Steve Kebbe, Principal Engineer
Mailing Address: 2550 S.W. Hillsboro Highway
City: Hillsboro State: OR Zip: 97123 Day Phone: 503-681-3600

This application is related to a Measure 37 claim. Yes No

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Table with columns: Township, Range, Section, 1/4 1/4, Tax Lot #, Plan Designation (e.g. Rural Residential/RR-5), Water to be: (Diverted, Conveyed, Used), Proposed Land Use: (N/A)

List all counties and cities where water is proposed to be diverted, conveyed, or used. Washington County

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water, Water-Right Transfer, Exchange of Water, Allocation of Conserved Water, Limited Water Use License, Permit Amendment or Ground Water Registration Modification

Source of water: Reservoir/Pond, Ground Water, Surface Water (name) Tualatin River/reclaimed water

Estimated quantity of water needed: 0.48 cubic feet per second, gallons per minute, acre-feet

Intended use of water: Irrigation, Commercial, Industrial, Domestic for household(s), Municipal, Quasi-municipal, Instream, Other

Briefly describe: Clean Water Services proposes to transfer 38.1 acres of irrigation water right appurtenant to subject tax lot to a time limited instream water right.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt below and include it with the application filed with the Water Resources Department.

Receipt for Request for Land Use Information

State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

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SALEM, OREGON

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): CDL 201-2-4

Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.)
If approvals have been obtained but all appeal periods have not ended, check "Being pursued".

| Type of Land-Use Approval Needed (e.g. plan amendments, rezones, conditional-use permits, etc.) | Cite Most Significant, Applicable Plan Policies & Ordinance Section References | Land-Use Approval: | |
|---|---|--------------------|------------------------------------|
| | | Obtained Denied | Being pursued Not being pursued |
| | | Obtained Denied | Being pursued Not being pursued |
| | | Obtained Denied | Being pursued Not being pursued |
| | | Obtained Denied | Being pursued Not being pursued |
| | | Obtained Denied | Being pursued Not being pursued |
| | | Obtained Denied | Being pursued Not being pursued |

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Grading activities are not exempt from permitting requirements

Name: Dyani Valentigney Title: Associate Planner
 Signature: Dyani Valentigney Phone: 503-846-3821 Date: 7/9/08
 Government Entity: Washington County

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

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Receipt for Request for Land Use Information

JUL 24 2008

Applicant name: _____

WATER RESOURCES DEPT
SALEM, OREGON

City or County: _____ Staff contact: _____

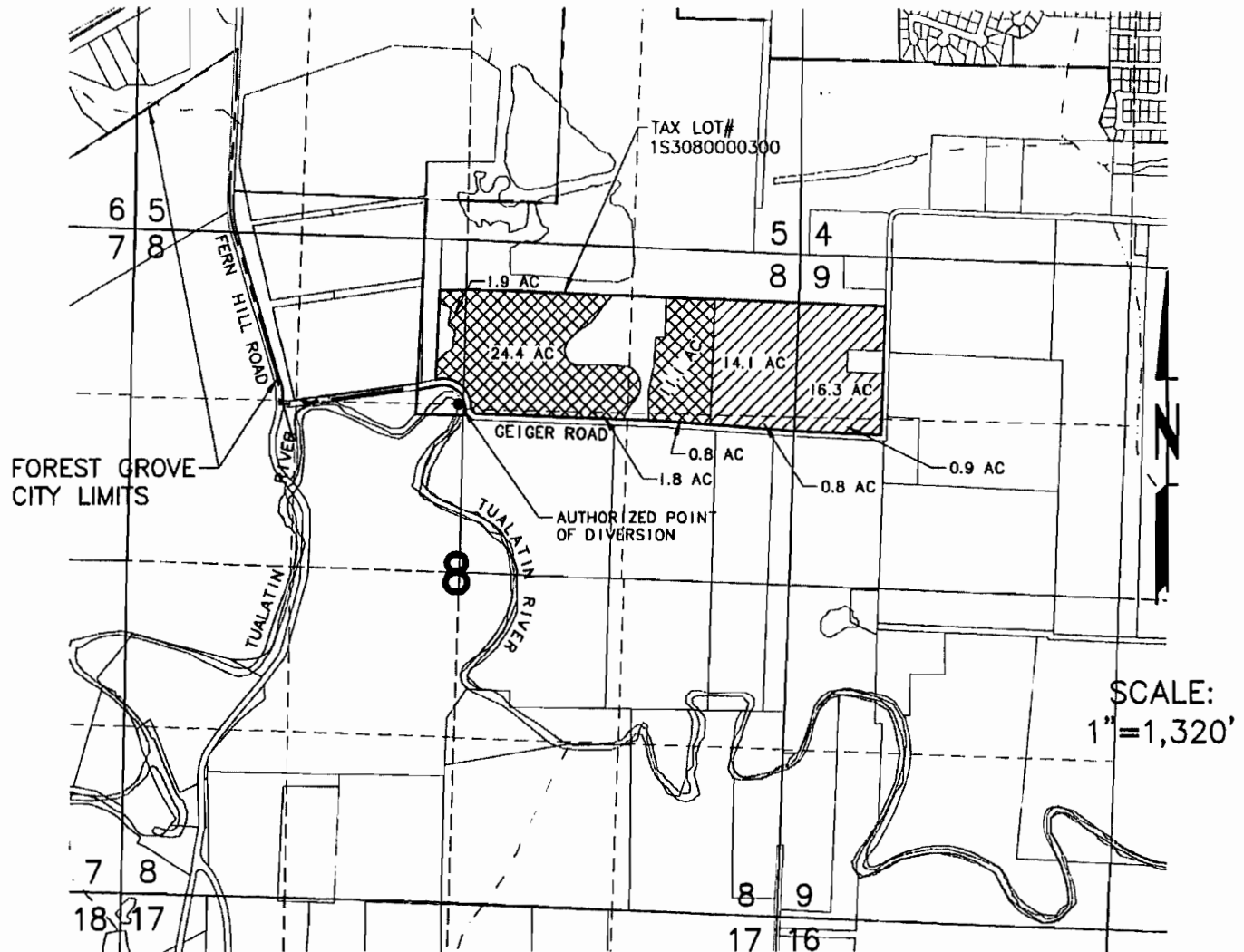
Signature: _____ Phone: _____ Date: _____

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T.1S.,R.3W.,W.M.
SECTION 8

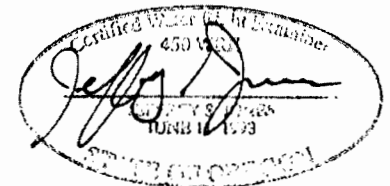
WATER RESOURCES DEPT
SALEM, OREGON




AMENDED
 APPLICATION MAP FOR INSTREAM TRANSFER OF WATER RIGHT
 PERMIT NO. S-20745 CERTIFICATE NO. 22048
 TRANSFER NO. T-7408
 IN THE NAME OF
CLEAN WATER SERVICES
WASHINGTON COUNTY


JULY 2008

THIS MAP SUPERSEDES
 TRANSFER MAP
 ORIGINALLY RECEIVED BY
 THE DEPARTMENT ON
 AUGUST 25, 1995



EXPIRES: 6-30-09

 CERTIFICATE NO. 22048
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 CERTIFICATE NO. 22048
 NO CHANGE
 AREA = 32.1 ACRES

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FILED

JUN 15 2001

AGENDA
UNIFIED SEWERAGE AGENCY
BOARD OF DIRECTORS

RECORDS DEPARTMENT
UNIFIED SEWERAGE AGENCY

Agenda Category: Public Hearing All CPO's

Agenda Title: ADOPT RESOLUTION AND ORDER CHANGING THE NAME OF
UNIFIED SEWERAGE AGENCY TO CLEAN WATER SERVICES

Presented by: Bill Gaffi, General Manager (mj)

SUMMARY (Attach Supporting Documents if Necessary)

In May 2000, the Unified Sewerage Agency (USA or Agency) Board of Directors asked staff to investigate the possibility of a name change that would better reflect the Agency's broader role in managing water resources in the Tualatin River Watershed. After reviewing a number of options, "Clean Water Services" was chosen as the name that best describes the Agency's mission.

USA was formed as a county service district by a 2-to-1 vote of Washington County residents in 1970 to unify a number of sanitary districts owning more than 26 small and inefficient wastewater treatment plants in the Tualatin River Watershed. Between 1970 and 1990, USA focused its efforts on upgrading and consolidating the wastewater collection and treatment system throughout the County. With this success as a foundation, USA was asked, over time, to take on more responsibilities related to local water issues including the establishment of a surface water management (SWM) utility in 1990. It has become clear in recent years that USA's work is about more than sewage collection and treatment--it is about caring for the water resources in the Tualatin River Watershed. Today, nearly 450,000 Washington County residents enjoy clean water and healthy rivers and streams through innovative wastewater and stormwater utility services, flood management, water quality and stream enhancement projects, fish habitat protection and more.

FISCAL IMPACT: \$37,000 (FY 00-01)
\$18,000 (FY 01-02)
\$55,000 total estimated fiscal impact

REQUESTED ACTION: Adopt the resolution and order renaming Unified Sewerage Agency of Washington County to **Clean Water Services**.

USA RO 01-30

| | |
|-----------------|---------|
| Agenda Item No. | 4.a. |
| Date: | 6/05/01 |

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USA has been preparing for the name change for nearly a year and has taken measures to minimize the fiscal impact of the change. In January, USA placed a moratorium on the ordering of letterhead, business cards, billing stock, envelopes, fleet signage and other materials that include the Agency's name. In addition, scheduled upgrades and replacements of the Agency's web site, facility signage and public information materials have been delayed to take advantage of the anticipated name change. The new name and logo will be phased in within existing replacement cycles where possible over the next 12-18 months.

The \$55,000 estimated cost associated with the name change will be spread over a two-year budget cycle (FY00-01 and FY01-02) as the Clean Water Services name is phased in on printed materials, fleet markings and at USA's five facilities and 41 pump stations. Costs associated with the name change include name and logo development, marketing and research, fleet signage, customer announcements and employee uniforms. Total costs will be limited to less than 0.1 percent of the Clean Water Services fiscal year annual operating budgets in FY 2001 and FY 2002.

The new name, Clean Water Services, reflects our broader role in managing today's water quality needs and planning for the challenges of tomorrow.

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SALEM, OREGON

1 IN THE UNIFIED SEWERAGE AGENCY
2 OF WASHINGTON COUNTY

3 In the Matter of Renaming the Unified)
Sewerage Agency of Washington County,) RESOLUTION AND ORDER
4 Oregon to Clean Water Services and)
Designating Registered Office and Registered) NO. USA 01-30
5 Agent.)

6 The above-entitled matter came before the Board of Directors (Board) for the Unified
7 Sewerage Agency of Washington County, Oregon (USA) at its regular meeting of June 5, 2001;
8 and

9 It appearing to the Board that in a special election held on February 3, 1970, the majority
10 of the voters favored forming a county service district to be known as Unified Sewerage Agency
11 of Washington County, Oregon in accordance with Oregon Revised Statutes Chapter 451 (ORS
12 451), as amended by Chapter 646, Oregon Laws 1969, and a proclamation of the election results
13 was certified and accepted by the Washington County Board of Commissioners (County Board)
14 on February 5, 1970 by County Resolution and Order No. 70-35; and

15 It appearing to the Board that on February 4, 1970 by County Resolution and Order No.
16 70-36, the County Board formed and established Unified Sewerage Agency of Washington
17 County under ORS 451 as a municipal corporation with the authority to construct, maintain and
18 operate sewage works, designated the County Board as its governing body, and dissolved certain
19 special sanitary districts organized under ORS Chapter 450; and

20 It appearing to the Board that after USA's formation, USA assumed responsibilities
21 related to local water issues including the establishment of a surface water management (SWM)
22 utility in 1990; and

23 It appearing to the Board that in May 2000, the Board asked USA to investigate a possible
24 name change to reflect USA's broader role in managing water resources in the Tualatin
25 Watershed, and after reviewing a number of options, the Board chose "Clean Water Services" as
26 the name that best describes USA's mission; and

PAGE 1 - RESOLUTION AND ORDER

UNIFIED SEWERAGE AGENCY
155 North First Avenue, Suite 270, MS 10
Hillsboro, Oregon 97124
Phone (503) 848-8821 Fax (503) 848-3767

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1 It appearing to the Board that a district may change its name from the name given it in the
2 formation order pursuant to ORS 198.793; and

3 It appearing to the Board that the name change requires a number of administrative tasks
4 to carry it out; and

5 It appearing to the Board that USA published appropriate notice of the public hearing
6 scheduled for June 5, 2001 pursuant to ORS 198.730(2); now therefore it is

7 **RESOLVED AND ORDERED** that the name of the Unified Sewerage Agency of
8 Washington County, Oregon is changed to Clean Water Services; and it is further

9 **RESOLVED AND ORDERED** that USA shall notify any and all agencies of its new name
10 as required by ORS 198.794, and submit a new notice of designation for its registered agent and
11 registered office to the Oregon Secretary of State Archives Division as set forth in Exhibit A
12 attached hereto and incorporated herein; and it is further

13 **RESOLVED AND ORDERED** that this name change is effective 30 days from the date of
14 this resolution and order unless a petition objecting to the name change is filed as provided by
15 ORS 198.730(3).

16 DATED this 5th day of June, 2001.

17
18 UNIFIED SEWERAGE AGENCY
WASHINGTON COUNTY, OREGON
By its Board of Directors

| | AYE | NAY | ABSENT |
|-------------|-----|-----|--------|
| 19 BRIAN | ✓ | --- | --- |
| 20 SCHOUTEN | ✓ | --- | --- |
| 21 LEEPER | ✓ | --- | --- |
| 22 ROGERS | ✓ | --- | --- |
| DUYCK | ✓ | --- | --- |

23
24
25
26

Tom Brin

Chairman

Barbara Hejtmanek

Recording Secretary

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JUL 7 * 2006
WATER RESOURCES DEPT
SALEM, OREGON

ATTACHMENT B



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem Oregon 97301-1266
 (503) 986-0900
 www.wrd.state.or.us

Certificate of Water Right Ownership Update

NOTICE TO SELLERS & BUYERS:

By law, all water belongs to the public (ORS 537-110). In almost every instance, a permit or water right certificate from the Water Resources Department is needed before using, diverting or storing water (ORS 537-130). However, most domestic wells do not require water rights. A certificate of water right stays with the land. In order to keep track of water right ownership, the Department requests that this form be submitted to the Department.

Water that has been used for a long time in one place or that involves a water structure (like a dam) that already exists is no guarantee that there is a water right which would allow the water use to continue.

If you have any questions about this form or water right requirements, please contact your local watermaster or call the Water Resources Department at 503-986-0900.

Note: Please type or print legibly when filling in the following information. Use additional paper if necessary.

PROPERTY SELLER INFORMATION

Applicant(s): John & Doris Terhorst
First Last
 Mailing address: N/A
City State Zip
Purchased in 1994
Year
 Phone: _____
Home Work Cell Fax

PROPERTY BUYER INFORMATION

Applicant(s): Clean Water Services c/o Steve Kebbe, Principal Engineer
First Last
 Mailing address: 2550 S.W. Hillsboro Highway
Hillsboro OR 97123
City State Zip
 Phone: Main: 503-681-3600 Direct: 503-547-8198
Home Work Cell Fax

PROPERTY DESCRIPTION (attach additional pages if necessary):

County: Washington Township: 1S Range: 3W Section: 8
 Tax lot number(s): 300

Attach a copy of your property deed or legal description of the property.

Street address of water right property: N/A

Water Right Information (attach copy of water right permit or certificate & final proof map if available).

Application #: S26463 Permit #: S20745 Certificate or page #: 22048

Will all the lands associated with this water right be owned by the buyer? Yes No

Name of individual completing this form: Jeff Jones, P.E., WRE Phone: 503-225-9010

Signature: Date: 8-2-2007

Rev. August 2006

Ownership Update

RECEIVED
 JUL 24 2007 W.R.
 WATER RESOURCES DEPT
 SALEM, OREGON

#16

STATE OF OREGON
COUNTY OF WASHINGTON
CERTIFICATE OF WATER RIGHT

This Is to Certify, That RUSSELL A. COWAN

of Route 2, Box 479, Cornelius, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Tualatin River a tributary of Willamette River for the purpose of irrigation under Permit No. 20745 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from September 19, 1951

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.9 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE 1/4 NW 1/4, as projected within Geiger DLC #47, Section 8, Township 1 South, Range 3 West, W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

- 25.2 acres in the NE 1/4 NE 1/4
- 24.4 acres in the NW 1/4 NE 1/4
- 1.8 acres in the SW 1/4 NE 1/4
- 1.6 acres in the SE 1/4 NE 1/4
- 1.9 acres in the NE 1/4 NW 1/4
- Section 8
- 16.3 acres in the NW 1/4 NW 1/4
- 0.9 acres in the SW 1/4 NW 1/4
- Section 9

all as projected within Geiger DLC #47 Township 1 South, Range 3 West, W. M.

Land on which water is to be used is part of that described as follows: Beginning at a point S. 0°16' W. from the NE corner of the NW 1/4 of Geiger DLC #47; thence S. 0°16' W. 16.17 chains then N. 89°44' W. 55.64 chains; then N. 0°16' E. 16.17 chains; then S. 0°16' E. to the point of beginning.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed this 7th day of February, 19 57.

LEWIS A. STALEY
State Engineer

Recorded in State Record of Water Right Certificates, Volume 16, page 22048.

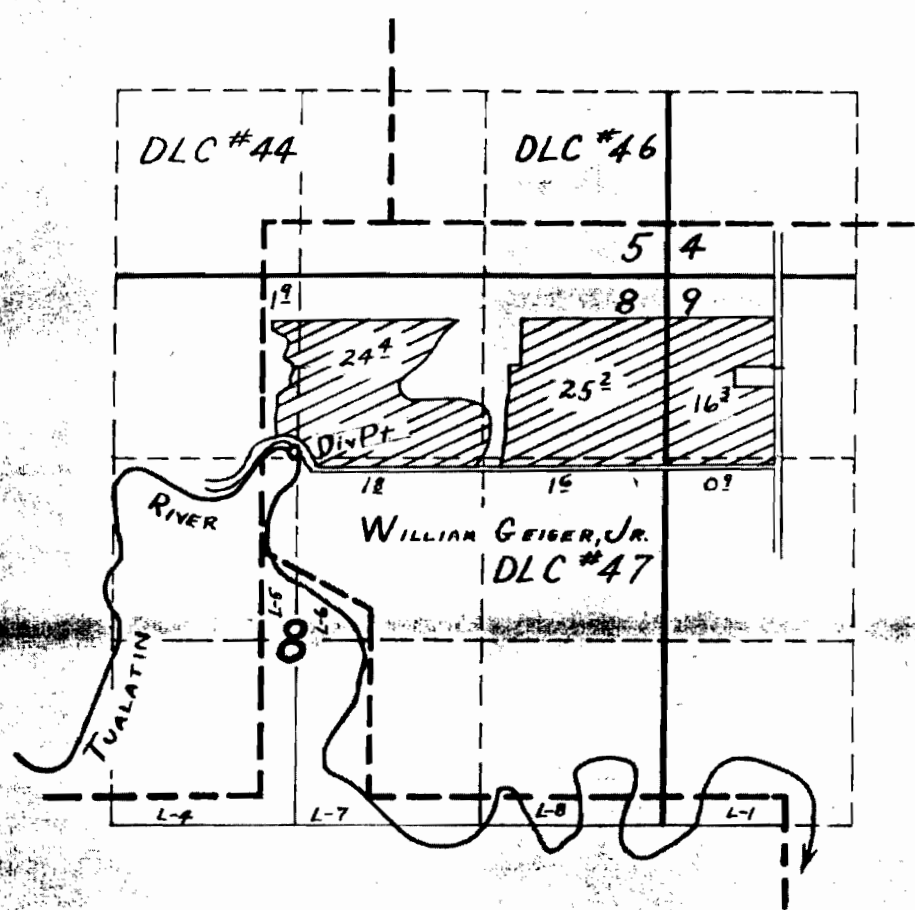
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JUL 24 2008

WATER RESOURCES DEPT
SALEM, OREGON

16

T1S, R3W, WM



FINAL PROOF SURVEY
 UNDER

Application No. 26463 Permit No. 20745
 IN NAME OF

RUSSELL A. COWAN

Surveyed 5-2 1956, by R.D. BEST

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WATER RESOURCES DEPT
 SALEM, OREGON

DFR-5D-07 WC



CHICAGO TITLE INSURANCE COMPANY

10135 SE Sunnyside Road Suite 200

Clackamas, OR 97015

Phone (503) 786-3940 Fax (503) 653-7833

- METROSCAN PROPERTY PROFILE - Washington (OR)

OWNERSHIP INFORMATION

Reference Parcel # : 1S30800 00300
 Parcel Number : R0429655 RTSQ: 03W -01S -08
 Owner : Clean Water Services
 CoOwner :
 Site Address : 2715 SW Lafollett Rd Cornelius 97113
 Mail Address : 2550 SW Hillsboro Hwy Hillsboro Or 97123
 Telephone : Owner: 503-681-3600 Tenant:

SALES AND LOAN INFORMATION

Transferred : 01/05/1994 Loan Amount :
 Document # : 8018 Lender :
 Sale Price : Loan Type :
 Deed Type : Interest Rate :
 % Owned : 100 Vesting Type :

ASSESSMENT AND TAX INFORMATION

Market Land : \$387,230 Exempt Amount :
 Market Structure : Exempt Type :
 Market Other : % Improved :
 Market Total : \$387,230 Levy Code : 01523
 06-07 Taxes : Millage Rate : 13.0499
 Assessed Total : School Dist : Forest Grove

PROPERTY DESCRIPTION

Map Grid : 592 D7 Class Code : S
 Census : Tract: 329.02 Block: 1
 NbrhdCd : 1S36 MillRate :
 Sub/Plat :
 Land Use : 9496 Misc, Unified Sewerage Agency
 Legal : ACRES 86.05, NON-ASSESSABLE

PROPERTY CHARACTERISTICS

| | | | |
|---------------|--------------|-----------|----------------|
| Bedrooms : | Lot Acres : | 86.05 | Year Built : |
| Bathrooms : | Lot SqFt : | 3,748,338 | EffYearBlt : |
| Heat Method : | BsmFin SF : | | Floor Cover : |
| Pool : | BsmUnfinSF : | | Foundation : |
| Appliances : | BsmLowSF : | | Roof Shape : |
| Dishwasher : | Bldg SqFt : | | Roof Matl : |
| Hood Fan : | 1stFlrSqFt : | | InteriorMatl : |
| Deck : | UpperFlrSF : | | Paving Matl : |
| Garage Type : | Porch SqFt : | | Const Type : |
| Garage SF : | Attic SqFt : | | Exa Finish : |
| | Deck SqFt : | | |

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 SALEM, OREGON

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JUL 24 2008

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JAN 25 1994

FORM NO. 700 - SPECIAL WARRANTY DEED (Subject to Chapter 127, ORS)

OPTIONAL FORM NO. 900

Washington County

WATER RESOURCES DEPT
SALEM, OREGON

SPECIAL WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That JOHN G. TERHORST AND DORIS H. TERHORST, hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto UNITED RENEWABLE AGENCY OF WASHINGTON COUNTY, hereinafter called grantee, and unto grantor's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereto belonging or in any way appertaining, situated in the County of WASHINGTON, State of Oregon, described as follows, to-wit:

SEE LEGAL DESCRIPTION ATTACHED AND MADE A PART HEREOF AS EXHIBIT "A"

*THIS DEED IS GIVEN IN FULFILLMENT OF THAT CERTAIN REAL PROPERTY PURCHASE AGREEMENT RECORDED NOVEMBER 27TH, 1992 AS FEE NUMBER 920884688.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the grantee and grantor's heirs, successors and assigns forever. And the grantor hereby covenants to and with the grantee and grantor's heirs, successors and assigns that the real property is free from encumbrances created or suffered thereon by grantor and that grantor will warrant and defend the same and every part and parcel thereof against the lawful claims and demands of all persons claiming by, through, or under the grantor.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ _____ . However, the actual consideration consists of or includes other property or value given or promised which is part of the consideration (indicate which). (The balance between the symbols, if not applicable, should be deleted. See ORES 30.020.)

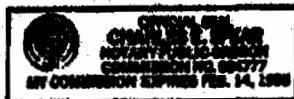
In executing this deed, where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this deed shall apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 25th day of July, 1994. If a separate grantor, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized thereto by order of its board of directors.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY IN THE CITY OF SALEM IN VIOLATION OF ANY CITY ORDINANCE OR CITY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

John G. Terhorst
JOHN G. TERHORST
Doris H. Terhorst
DORIS H. TERHORST

STATE OF OREGON, County of Washington) ss.
This instrument was acknowledged before me on July 25th, 1994,
by JOHN G. TERHORST AND DORIS H. TERHORST
This instrument was acknowledged before me on _____, 19____,
by _____,
as _____,
of _____.



Charles E. Spear
Notary Public for Oregon
My commission expires FEB 14, 1995

TERHORST
Grantor's Name and Address
UNITED RENEWABLE AGENCY
400 E. MAIN ST
HILLSBORO, OREGON 97123
Grantee's Name and Address
UNITED RENEWABLE AGENCY
AS ADDRESSED ABOVE
Name, Address, City, State and Zip of the County of Record
UNITED RENEWABLE AGENCY
AS ADDRESSED ABOVE

GRANT GRANTED FOR RECORD TO THE

STATE OF OREGON, } ss.
County of _____ }
I certify that the within instrument was received for record on the _____ day of _____, 19____, at _____ o'clock _____ M., and recorded in book/real volume No. _____ on page _____ and/or an fee file/instrument/microfilm/reception No. _____ Record of Deeds of said County. Witness my hand and seal of County aforesaid.

NAME _____ TITLE _____
By _____, Deputy

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Order No. 92083104-

EXHIBIT "A"

PARCEL I:

Being that part of the West half of the Donation Land Claim of Wm. Geiger, Jun. and wife (Claim 47) Township 1 South, Range 3 West, Willamette Meridian, Washington County, Oregon, bounded and described as follows, to-wit:
 Beginning 10.54 chains South 0 degrees 16' West from the Northeast corner of the West half of said claim No. 47, running thence South 0 degrees 16' West, 5.39 chains; thence North 89 degrees 44' West 55.64 chains to the West line of said claim; thence North 5.39 chains; thence South 89 degrees 44' East 55.64 chains to the place of beginning.
 EXCEPT the West 150 feet thereof.

PARCEL II:

All the following bounded and described real property situate in the County of Washington, State of Oregon, to-wit:
 Being that part of the West half of the Donation Land Claim of Wm. Geiger, Jr. and wife (Claim No. 47) Township 1 South, Range 3 West, Willamette Meridian bounded and described as follows:
 Beginning 15.93 chains South 0 degrees 16' West from the Northeast corner of the West half of said claim No. 47, running thence South 0 degrees 16' West 5.39 chains; thence North 89 degrees 44' West 55.64 chains to West line of said claim; thence North 5.39 chains; thence South 89 degrees 44' East 55.64 chains to the place of beginning.
 EXCEPT the West 150 feet thereof.

PARCEL III:

Being that part of the West half of the Donation Land Claim of Wm. Geiger, Jr., and wife (Claim No. 47) Township 1 South, Range 3 West, Willamette Meridian, Washington County, Oregon, bounded and described as follows, to-wit:
 Beginning 21.32 chains South 0 degrees 16' West from the Northeast corner of the West half of said claim No. 47, running thence South 0 degrees 16' West 5.39 chains; thence North 89 degrees 44' West 55.64 chains to the West line of said claim; thence North 5.39 chains; thence South 89 degrees 44' East 55.64 chains to the place of beginning.
 EXCEPT that portion of the West 150 feet thereof lying Northerly of County Road #398.

JUL 25 2007

STATE OF OREGON
 County of Washington } 80

I, Jerry R. Hanson, Director of Assessment and Taxation and Ex-Officio County Clerk for said county, do hereby certify that the within instrument of writing was received and recorded in book of records of said county.

Jerry R. Hanson

Jerry R. Hanson, Director of Assessment and Taxation, Ex-Officio County Clerk

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JUL 24 2007

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 SALEM, OREGON

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