

APR 01 2002

To whom it may concern WATER RESOURCES DEPT.  
SALEM, OREGON

I believe Mr. Brugato was the original owner of this said water right and property.

I believe at the time we (Pete + Dorothy Russo) bought the property it was foreclosed on Mr. & Mrs. Paul M. Davy and it was owned by Universal Financial Services Inc.

The name on the water right document has not been changed since Mr. Brugato received it on Feb. 25, 1972.

At this time, we are requesting it be changed to our name. If you need anything else please let us know -

Thank You  
Pete Russo



**WATER RIGHT OWNERSHIP UPDATE FORM**

STATE OF OREGON  
WATER RESOURCES DEPT  
158 12<sup>TH</sup> STREET N.E.  
SALEM OREGON 97301-4172

RECEIVED

APR 01 2002

WATER RESOURCES DEPT.  
SALEM, OREGON

**NOTICE TO SELLERS & BUYERS:**

By law, all water belongs to the public [ORS 537.110]. In almost every instance, a permit ("water right") 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 water right stays with the land. In order to keep track of water right ownership, ORS 537.330 requires persons selling property that has water right to: 1) provide evidence of the water right to the buyer and 2) notify the Water Resources Department of the water right involved with the real estate transaction. Sellers are exempted from this requirement if the water uses are served by a water district or a city.

Water that has been used for along 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 503-378-8455.**

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

**Property Seller Information:**

Applicant: SEE ATTACHED NOTE!  
First Last

Mailing address: \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone: \_\_\_\_\_  
Home Work Other

**Property Buyer Information:**

Applicant: PETE RUSSO  
First Last

Mailing address: 17400 NE HILLSBORO HWY

City NEWBERG State OR Zip 97132

Phone: 503-538-4253 503-226-3696 503-869-1582 CELL  
Home Work Other

**Property Description (attach additional pages if necessary):**

County: Yamhill Township: \_\_\_\_\_ Range: \_\_\_\_\_ Section: \_\_\_\_\_

Tax lot number(s): \_\_\_\_\_

Metes & bounds description (or attach a copy of your property deed & tax lot map with the parcels highlighted):  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Application #: R-47014 Permit #: R-5774 Certificate #: 41592  
Will all the lands associated with this water right be owned by the buyer? Yes  No

Name of individual completing this form: PETE RUSSO Signature: Pete Russo

STATE OF OREGON  
COUNTY OF **YAMHILL**

**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That JOSEPH A. & MARIYA G. BRUGATO**  
97132

of **Route 1, Box 82 C, Newburg**, 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 **an unnamed spring, unnamed creek, and Brugato Reservoir constructed under Application No. B-47014, Permit No. B-5774** a tributary of **Chehalam Creek** for the purpose of **domestic use for one family including the irrigation of lawn and garden not to exceed one-half acre in area and recreation** under Permit No. **35787** 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 **February 25, 1972**

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 **0.02 cubic foot per second, being 0.01 c.f.s. from unnamed spring for domestic, and 0.01 c.f.s. from unnamed creek and Brugato Reservoir for recreation**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **spring-SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 31, T. 2 S., R. 2 W., W. M., creek-Lot 2 (NE $\frac{1}{4}$  NW $\frac{1}{4}$ ), Section 6, T. 3 S., R. 2 W., W. M., spring-680 feet North and 680 feet West, creek-300 feet South and 690 feet West, both from NW Corner, Section 6.** 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 \_\_\_\_\_ of one cubic foot per second per acre,

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:

**Domestic and Recreation Lot 2 (NE $\frac{1}{4}$  NW $\frac{1}{4}$ )  
Section 6  
T. 3 S., R. 2 W., W. M.**

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 date. **January 22, 1975**

.....**Chris L. Wheeler**.....  
State Engineer

Recorded in State Record of Water Right Certificates, Volume **33**, page **41592**

RECEIVED

APR 01 2002

WATER RESOURCES DEPT.  
SALEM, OREGON

150 ft. ...  
 pipe line from spring to  
 400' W, 750' S of corner  
 2k at home right and 150  
 Reservoir at 675  
 31 and 6 on No name  
 reservoir pump (1) ...  
 T 2  
 S 6

T2S-R2W  
 Section 31  
 1/4 S.W.

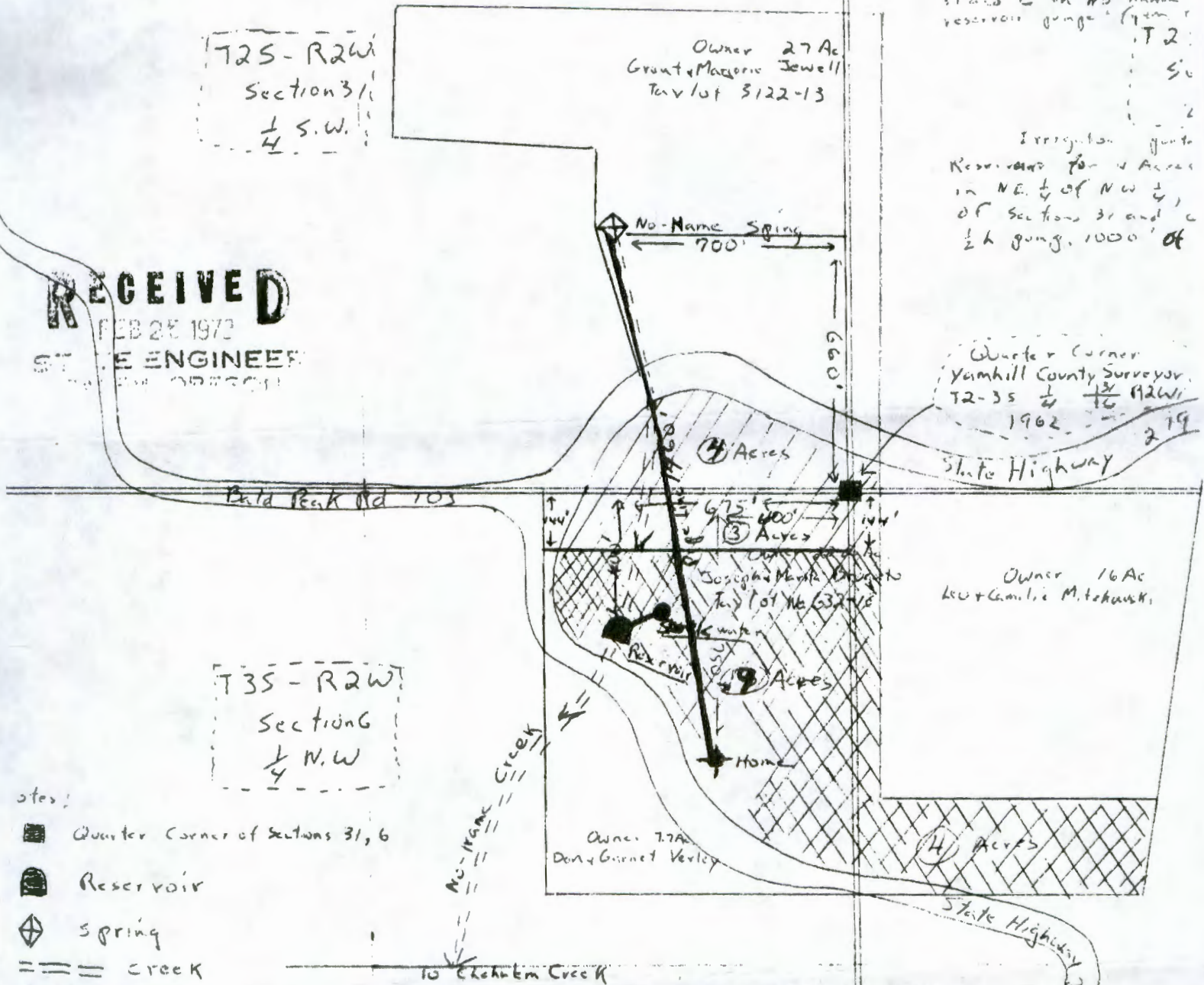
Owner 27 Ac  
 Grant & Margaret Jewell  
 Tax lot 3122-13

Irrigation pump  
 Reservoir for 4 Acres  
 in NE 1/4 of NW 1/4  
 of Section 31 and 1/4  
 1/2 k pump, 1000' of

Quarter Corner  
 Yamhill County Survey  
 T2-35 1/4 18/16 R2W  
 1962 279

Owner 16 Ac  
 Lee & Camille M. Johnson

**RECEIVED**  
 FEB 25 1973  
 STATE ENGINEERS  
 SALEM, OREGON



T3S-R2W  
 Section 6  
 1/4 N.W.

- Notes:
- Quarter Corner of Sections 31, 6
  - Reservoir
  - ◆ Spring
  - == Creek
  - ◆ Home
  - Pipe line
  - Stock water
  - /// Existing water Right (1962)
  - //// Brugada Property (Single Hatched)
  - ##### Irrigation Acreage, (Double Hatched)

Application No. 49015 + R-49014  
 Permit No. 35787 + R-5774

**RECEIVED**  
 APR 01 2002  
 WATER RESOURCES DEPT.  
 SALEM, OREGON