

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GERRY E. WYLAND  
71656 SCHROEDER ROAD  
PENDLETON, OREGON 97801

confirms the right to use the waters of McKAY CREEK, a tributary of the UMATILLA RIVER, for IRRIGATION OF 3.61 ACRES.

This right was perfected under Permit 1540. The date of priority is JANUARY 3, 1912. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.045 CUBIC FOOT PER SECOND, if available at the original point of diversion.

The point of diversion is located as follows:

TWP	RNG	MER	SEC	QTR-QTR	LOCATION
2 N	32 E	W.M.	28	NE SE	NORTH 10 DEGREES 37 MINUTES WEST 1672 FEET FROM THE SE CORNER OF SECTION 28.

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

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 in case of rotation.

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

IRRIGATION							
TWP	RNG	MER	SEC	QTR-QTR	TAX LOT	ACRES	LANDOWNER
2 N	32 E	W.M.	27	NW SW	200	0.85	WYLAND RANCHES, INC.
2 N	32 E	W.M.	27	NW SW	207	2.76	WYLAND RANCHES, INC.
TOTAL:						3.61	

This is an order other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 day time period specified by ORS 183.484(2).

The right to the use of the water for any purpose is restricted to the lands or place of use herein described, and is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

This certificate describes a change in point of diversion authorized by an order of the Water Resources Director, entered June 19, 1995, approving transfer application W-66. The change in point of diversion was not described in a subsequent certificate. The lands irrigated under this right were authorized under Certificate 55836. These lands no longer are located within the boundaries of the Marion Jack Improvement District. Certificate 55836 was issued to describe the remainder of the water right not modified by an order canceling a portion of Certificate 7515, entered January 21, 1987, and recorded at Special Order Volume 41, Page 11.

This certificate describes the point of diversion authorized by W-66 and that portion of the water right described by Certificate 55836, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered August 23, 2005, and recorded in Special Order Volume 65, Page 85, approving Transfer Application 9645.

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.

Issued: August 23, 2005

Debbie Colbert

FOR Phillip C. Ward, Director  
Water Resources Department