

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

COURTNEY IRRIGATION COMPANY
STANFIELD, OREGON 97875

confirms the right to use the waters of the UMATILLA RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION of 933.9 ACRES and STOCK WATER.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County. The decrees are of record at Salem, in the Order Record of the Water Resources Director in Volume 3, at Page 228, and Volume 15, at Page 429 under the name of Courtney Irrigation Company. The date of priority is JANUARY 9, 1900, for 350.0 acres, and 1900 for 583.9 acres.

The use is limited to 11.67 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the Umatilla River.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
3 N	29 E	WM	21	SW NE	NORTH 76 DEGREES 45 MINUTES 56 SECONDS EAST 2913.19 FEET FROM THE WEST 1/4 CORNER OF SECTION 21

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) from MARCH 1 to NOVEMBER 1 and subject to the limitations of paragraph 32 of the Umatilla River Decree for each acre irrigated during the irrigation season of each year.

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

Twp	Rng	Mer	Sec	Q-Q	Acres Jan. 9, 1900	Acres 1900	Decree Name
3 N	28 E	WM	11	NE SE	40.0		Gulliford Wm. & Haney, Sadie
3 N	28 E	WM	11	SW SE	24.0		Gulliford Wm. & Haney, Sadie
3 N	28 E	WM	11	SE SE	38.0		Gulliford Wm. & Haney, Sadie
3 N	28 E	WM	12	NE NE		39.4	McFaul, Wayne
3 N	28 E	WM	12	NW NE		39.4	McFaul, Wayne
3 N	28 E	WM	12	SW NE		33.0	McFaul, Wayne
3 N	28 E	WM	12	SE NE		21.2	McFaul, Wayne
3 N	28 E	WM	12	NE NW		36.7	J. M. Kelso

NOTICE OF RIGHT TO 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. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or 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.

Twp	Rng	Mer	Sec	Q-Q	Acres	Acres	Decree Name
					Jan. 9, 1900	1900	
3 N	28 E	WM	12	NW NW		33.0	J. M. Kelso
3 N	28 E	WM	12	SW NW		37.5	J. M. Kelso
3 N	28 E	WM	12	SE NW		40.0	J. M. Kelso
3 N	28 E	WM	12	NE SW		5.7	J. M. Kelso (N ½)
3 N	28 E	WM	12	NW SW		10.5	J. M. Kelso (N ½)
3 N	28 E	WM	12	NE SW	14.0		Smith, C.J.
3 N	28 E	WM	12	NW SW	17.0		Smith, C.J.
3 N	28 E	WM	12	NE SW		12.6	Correa, Frank, Jr. (S½)
3 N	28 E	WM	12	NW SW		11.5	Correa, Frank, Jr. (S½)
3 N	28 E	WM	12	SW SW	20.0	17.0	Correa, Frank, Jr.
3 N	28 E	WM	12	SE SW	10.0	18.8	Correa, Frank, Jr.
3 N	29 E	WM	6	NE NW		11.6	J. M. Kelso (W½)
3 N	29 E	WM	6	NW NW		4.0	J. M. Kelso (E 152 ft.)
3 N	29 E	WM	6	SW NW		4.5	J. M. Kelso (E 152 ft.)
3 N	29 E	WM	6	SE NW		30.0	J. M. Kelso
3 N	29 E	WM	6	NE SW		3.0	J. M. Kelso (North of US Hwy 30)
3 N	29 E	WM	6	NE SW		20.9	Irvin Mann (South of US Hwy 30)
3 N	29 E	WM	6	NE SW	7.0		Houser, Zoeth
3 N	29 E	WM	6	SE SW	40.0		Houser, Zoeth
3 N	29 E	WM	7	NE NE	39.0		Rogers, Grace
3 N	29 E	WM	7	NW NE		10.5	Rogers, Harle & Grace (E ½)
3 N	29 E	WM	7	NW NE	12.0		Baumgardner, Henry
3 N	29 E	WM	7	NW NE		11.7	Male, Glen (W ½)
3 N	29 E	WM	7	SW NE		27.4	Male, Glen
3 N	29 E	WM	7	SW NE	12.0		Baumgardner, E. O.
3 N	29 E	WM	7	SE NE	40.0		Rogers, Grace
3 N	29 E	WM	7	NE NW	10.0		Houser, Zoeth
3 N	29 E	WM	7	NE NW		23.5	McFaul, Wayne
3 N	29 E	WM	7	NW NW		54.0	McFaul, Wayne
3 N	29 E	WM	7	SW NW		35.3	McFaul, Wayne
3 N	29 E	WM	7	SE NW		3.2	McFaul, Wayne
3 N	29 E	WM	7	SE NW	24.0		Houser, Zoeth
3 N	29 E	WM	7	NW SE	3.0		Baumgardner, E. O.
TOTALS:					350.0	583.9	

(The lands in the SWSE and SESE of Section 11, Township 3 North, Range 28 East, W.M. were also allowed a right to use the waters of the Umatilla River as recorded in Volume 15, at Page 438, in the name of Westland Irrigation District with a priority of March 14, 1903.)

This certificate is issued to amend Certificate of Water Right No. 82431 to be consistent with an Order of the Circuit Court for the County of Umatilla dated July 27, 2009 and supersedes Certificate 82431. The Order (CV 09-0780) corrected a scrivener's error in the Supplemental Finding of Fact and Order of Determination of the State Engineer dated December 15, 1953, which in turn incorporated into the Supplemental Decree on Inchoate Rights, entered on September 1, 1961.

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.

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 and is subject to all other conditions and limitations contained in said permit.

Issued June 17, 2010



Dwight W. French
Administrator Water Rights and Adjudications, for
Phillip C. Ward, Director
Water Resources Department