

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MICHAEL B BANKS & MARIANNE ALDERSON
82168 COUSE CREEK RD
MILTON FREEWATER OR 97862

confirms the right to use the waters of COUSE CREEK, a tributary of Walla Walla River, for IRRIGATION of 21.9 ACRES.

This right was perfected under Permit 50170. The date of priority is SEPTEMBER 18, 1987. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 115.0 GALLONS PER MINUTE, (0.256 CUBIC FOOT PER SECOND) or its equivalent in case of rotation, measured at the points of diversion.

The points of diversion (POD) are located as follows:

POD	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3	5 N	36 E	WM	19	SW NW	550 FEET NORTH & 430 FEET EAST FROM W¼ CORNER, SECTION 19
1	5 N	36 E	WM	19	NW SW	150 FEET SOUTH & 610 FEET EAST FROM W¼ CORNER, SECTION 19
2	5 N	36 E	WM	19	NW SW	660 FEET SOUTH & 500 FEET EAST FROM W¼ CORNER, SECTION 19

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 for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre 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
5 N	36 E	WM	19	SW NW	9.2
5 N	36 E	WM	19	NW SW	12.7


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.

NOTICE OF RIGHT TO PETITION FOR 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

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.

Issued JUL 09 2010



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