

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SHARI C MARSH
42992 HANEY LANE
PENDLETON OR 97801

confirms the right to use the waters of MCKAY CREEK, tributary to UMATILLA RIVER for IRRIGATION of 2.97 ACRES AND LIVESTOCK.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 3, at Page 127. The date of priority is 1894 for 1.4 acres and 1907 for 1.57 acres.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.037 CUBIC FOOT PER SECOND (CFS), being 0.017 cfs for 1894 and 0.020 cfs for 1907, or its equivalent in case of rotation, measured at the points of diversion.

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

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 N	32 E	WM	21	NE SW	POD 2: 745 FEET SOUTH & 2616 FEET EAST FROM W¼ CORNER, SECTION 21
2 N	32 E	WM	21	NE SW	POD 3: 1310 FEET SOUTH & 2577 FEET EAST FROM W¼ CORNER, 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 subject to the provisions of paragraph 33 of said decree.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres	POD	Tax Lot	PRIORITY DATE
2 N	32 E	WM	21	NE SW	0.96	2	701	1894
2 N	32 E	WM	21	NE SW	1.08	2	701	1907
2 N	32 E	WM	21	NE SW	0.44	2 & 3	700	1894
2 N	32 E	WM	21	NE SW	0.49	2 & 3	700	1907

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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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.

The quantity of water diverted at the new points of diversion, together with that diverted at the old diversion, shall not exceed the quantity of water available at the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 N	32 E	WM	21	SE NW	2640 FEET SOUTH & 2170 FEET EAST FROM NW CORNER, SECTION 21

The water user shall maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.


The water user shall maintain fish screens or by-pass devices as approved by the Oregon Department of Fish and Wildlife.

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered March 25, 1998, at Special Order Volume 52, Page 253, approving Transfer Application 7709, and together with Certificate 75552, supersedes a portion of Certificate 72441, State record of Water Right Certificates.

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 decree.

DEC 13 2013

Issued _____



Dwight W. Kench
Water Right Services Administrator, for
Phillip C. Ward, Director