

STATE OF OREGON
COUNTY OF MORROW
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARK AND CYDNEY MCELLIGOTT
PO BOX 331
IONE OR 97843

confirms the right to the use of waters as limited and conditioned below. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point(s) of diversion from the source.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Morrow County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 1, at Page 73.

SOURCE OF WATER: WILLOW CREEK AND RHEA CREEK, TRIBUTARY TO THE COLUMBIA RIVER

PURPOSE OR USE: IRRIGATION OF 92.0 ACRES

MAXIMUM RATE: 1.53 CUBIC FEET PER SECOND

DATE OF PRIORITY: 1878

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	24 E	WM	12	NE SE	PETTYS-SWAGGART DITCH (ORIGINAL) - 2320 FEET NORTH AND 355 FEET WEST FROM SE CORNER, SECTION 12
1 S	24 E	WM	12	SE SW	JORDAN-ALLYN DITCH (ORIGINAL) - 485 FEET NORTH AND 2235 FEET EAST FROM SW CORNER, SECTION 12
1 S	24 E	WM	12	SW NW	MCELLIGOTT POINT OF DIVERSION (ADDITIONAL) - 2100 FEET SOUTH AND 30 FEET EAST FROM NW CORNER, SECTION 12

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	24 E	WM	12	SW NW	17.0
1 S	24 E	WM	12	SE NW	5.0
1 S	24 E	WM	12	NE SW	28.0
1 S	24 E	WM	12	NW SW	29.0
1 S	24 E	WM	12	SE SW	13.0

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 183.482. 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 137-003-0675, 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.

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device as approved by the Director in good working order at each point of diversion (new and existing).
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the watermaster shall request access upon reasonable notice.

The water user shall maintain and operate the fish screen at the new point of diversion consistent with Oregon Department of Fish and Wildlife's (ODFW) operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that Oregon Water Resources Department (OWRD) regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

The quantity of water diverted at the additional point of diversion, together with that diverted at the original points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.

The right to use 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 the decree.

This certificate is issued to confirm AN ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered JUNE 10, 2016, at Special Order Volume 101, Page 98, approving Transfer Application 12068, supersedes Certificate 195, State record of Water Right Certificates.

Issued SEP 24 2019



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department