

STATE OF OREGON

COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THOMAS MCELROY
LINDA MCELROY
3760 STAGE RD
VALE OR 97918

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 points of diversion from the source.

This right was confirmed by decree of the Circuit Court of the State of Oregon for MALHEUR County. The decree is of record at Salem, in the Order Record of the Water Resources Director, in Volume 4, at page 385

SOURCE: COTTONWOOD CREEK, A TRIBUTARY OF BULLY CREEK

USE: IRRIGATION OF 38.5 OF LAND ACRES FROM MARCH 15TH TO JULY 15TH, DOMESTIC AND STOCK USE DURING ALL THE YEAR

RATE: 0.5 CUBIC FOOT PER SECOND

PRIORITY DATE: 1885

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
18 S	42 E	WM	1	SW NW	(ORIGINAL) – 1600 FEET SOUTH AND 1015 FEET EAST FROM NW CORNER, SECTION 1
18 S	42 E	WM	1	SE NE	POD # 2 (ADDITIONAL) – 1820 FEET SOUTH AND 1235 FEET WEST FROM NE CORNER, SECTION 1

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	GLot	Q-Q	Acres
18 S	42 E	WM	1	1	NE NE	0.7
18 S	42 E	WM	1	2	NW NE	11.3
18 S	42 E	WM	1		SW NE	8.7
18 S	42 E	WM	1		SE NE	1.0
18 S	42 E	WM	1	3	NE NW	11.5
18 S	42 E	WM	1		SE NW	5.3

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.

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

Water measurement conditions:

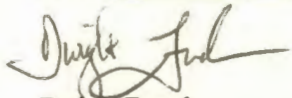
- a) The water user shall maintain a totalizing flow meter, or other suitable measuring device, in good working order, as approved by the Director, at each new point of diversion.
- b) The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters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

If it becomes necessary in the future to perform maintenance on the diversion that require in-stream work, ODFW shall be notified prior to the commencement of in-stream work.

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein 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 April 27, 2017, at Special Order Volume 104, Page 710, approving Transfer Application T-12307, supersedes Certificate 2729, State record of Water Right Certificates.

Issued OCT 06 2023



Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department