

**BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON**

In the Matter of the Petition by Walla Walla )  
 River Irrigation District to Map District ) CORRECTING ORDER  
 Water Rights pursuant to ORS 541.327 *et* )  
*seq.*, Umatilla County )

**Findings of Fact**

1. Pursuant to ORS 541.329,

WALLA WALLA RIVER IRRIGATION DISTRICT  
 PO BOX 248  
 323 EVANS STREET  
 MILTON FREEWATER, OR 97862

submitted and subsequently received a Final Order (evidenced by Special Order Volume 80 Pages 1154 – 1168) approving a petition identifying the locations and use of the water rights within the district pursuant to ORS 541.327.

2. Upon review of the associated tables, the Department noted an omission on Appendix A which referenced the new certificates issued as a result of the approved petition. Specifically, a remaining right for that portion of Certificate 949 not modified by the petition, was omitted.
3. In addition, the Department noticed a scrivener's error in the listing of the prior right on Certificate 86252. Certificate 86252 lists the place of use and associated prior right as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Priority Dates	Prior Right
6N	35E	WM	25	SW SE	0.37	1000	1893	12608
6N	35E	WM	25	SW SE	1.10	1000	1892	12765
6N	35E	WM	25	SW SE	0.57*	1001	1887	12766
6N	35E	WM	25	SW SE	0.40	1000	1898	12822
6N	35E	WM	25	SW SE	0.10	1001	1898	12822
6N	35E	WM	36	NW NE	2.75	500	1894	12843
6N	35E	WM	36	NW NE	1.80	500	1886	12843
6N	35E	WM	36	NW NE	0.95	500	1886	12843
6N	35E	WM	25	SW SE	0.30	1000	1887	12843
6N	35E	WM	25	SW SE	5.00	1000	1887	12843
6N	35E	WM	36	SW NE	9.60	1800	1892	12845
6N	35E	WM	25	SW SE	0.43	1000	1905	13151
6N	35E	WM	25	SW SE	0.20	1001	1893	13190
6N	35E	WM	36	NW NE	2.75	1001	1886	13228
6N	35E	WM	25	SW SE	6.65	1001	1887	13228
6N	35E	WM	25	SW SE	2.75	1001	1894	13228
6N	35E	WM	36	NW NE	0.35	1001	1887	13228
<b>Total:</b>					<b>36.07</b>			

\* This portion of the water right includes stock use.

4. The place of use with a corrected prior right reference is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Priority Dates	Prior Right
6N	35E	WM	25	SW SE	0.37	1000	1893	12608
6N	35E	WM	25	SW SE	1.10	1000	1892	12765
6N	35E	WM	25	SW SE	0.57*	1001	1887	12766
6N	35E	WM	25	SW SE	0.40	1000	1898	12822
6N	35E	WM	25	SW SE	0.10	1001	1898	12822
6N	35E	WM	36	NW NE	2.75	500	1894	12843
6N	35E	WM	36	NW NE	1.80	500	1886	12843
6N	35E	WM	36	NW NE	0.95	500	1886	12843
6N	35E	WM	25	SW SE	0.30	1000	1887	12844
6N	35E	WM	25	SW SE	5.00	1000	1887	12844
6N	35E	WM	36	SW NE	9.60	1800	1892	12845
6N	35E	WM	25	SW SE	0.43	1000	1905	13151
6N	35E	WM	25	SW SE	0.20	1001	1893	13190
6N	35E	WM	36	NW NE	2.75	1001	1886	13228
6N	35E	WM	25	SW SE	6.65	1001	1887	13228
6N	35E	WM	25	SW SE	2.75	1001	1894	13228
6N	35E	WM	36	NW NE	0.35	1001	1887	13228
<b>Total:</b>					<b>36.07</b>			

\* This portion of the water right includes stock use.

5. Furthermore, an error in the place of use description associated with Certificate 86276 was noted by Department staff. Certificate 86276 lists the authorized place of use as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Priority Date	Prior Right
6N	35E	WM	36	SW SE	4.00	1002	1901	12906
6N	35E	WM	36	NE SE	4.00*	100	1889	12911
6N	35E	WM	36	NE SE	7.50	100	1879	55598
6N	35E	WM	36	NE SE	23.20	100	7/23/1912	80892
6N	35E	WM	36	SE SE	8.30	100	7/23/1912	80892
6N	35E	WM	36	NW SE	0.70	900	7/23/1912	80892
6N	35E	WM	36	SW SE	3.70	1002	7/23/1912	80892
6N	35E	WM	36	SE SE	9.00	100	1875	T-9437
6N	35E	WM	31	SW SW	7.70	1200	7/23/1912	T-9437
6N	35E	WM	31	NW SW	1.30	1200	7/23/1912	T-9437

\* This portion of the water right includes stock use.

6. The place of use with a corrected place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Priority Date	Prior Right
6N	35E	WM	36	SW SE	4.00	1002	1901	12906
6N	35E	WM	36	NE SE	4.00*	100	1889	12911
6N	35E	WM	36	NE SE	7.50	100	1879	55598
6N	35E	WM	36	NE SE	23.20	100	7/23/1912	80892
6N	35E	WM	36	SE SE	8.30	100	7/23/1912	80892
6N	35E	WM	36	NW SE	0.70	900	7/23/1912	80892
6N	35E	WM	36	SW SE	3.70	1002	7/23/1912	80892
6N	35E	WM	36	SE SE	9.00	100	1875	T-9437
6N	<b>36E</b>	WM	31	SW SW	7.70	1200	7/23/1912	T-9437
6N	<b>36E</b>	WM	31	NW SW	1.30	1200	7/23/1912	T-9437

\* This portion of the water right includes stock use.

7. Finally, while there have been no substantive changes to Table 1, a revised Table 1 is included. This revised Table 1 offers additional clarity to the number of primary acres petitioned.

**Now, therefore, it is ORDERED:**

1. Appendix A is replaced with the table that contains reference to the remaining right issued for that portion of Certificate 949 not modified by the provisions of an order signed May 27, 2010, recorded at Special Order Volume 80 Page 1154.
2. Correcting Certificate 86296 supersedes Certificate 86252.
3. Correcting Certificate 86297 supersedes Certificate 86276.
4. A revised Table 1 replaces the table issued concurrently with Special Order Volume 80, Page 1154.
5. All other terms and conditions in Special Order Volume 80 Page 1154 remain in effect.

Dated at Salem, Oregon this 14 day of July, 2010.

  
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Phillip C. Ward, Director

Mailing date: JUL 20 2010

<b>Appendix A</b>		
<b>Originating Water Right Certificate</b>	<b>Post-Petition Water Right Certificate (CF or diminishment)</b>	<b>Water rights not affected by petition (RR)</b>
949	86250, 86265, 86278, 86279, 86281	86295
1322	----	86286, 86289, 86290, 86291
6726	86269	
12529	86262	
12539	86277	
12608	86252, 86274	
12628	86250, 86279	
12647	86259, 86262, 86283	
12691	86262, 86272, 86280	
12721	86282	
12764	86257	
12765	86252, 86285	
12766	86252, 86257	
12776	86264	
12792	86279	
12801	86263, 86280	
12802	86261	
12805	86249, 86260, 86268	
12809	86251, 86258, 86275	
12821	86262	
12822	86252, 86253, 86260	
12824	86262	
12835	86273, 86279	
12843	86252	
12844	86252	
12845	86249, 86252	
12880	86249, 86262, 86280, 86284	
12906	86275, 86276, 86284	
12911	86276	
13107	86279	
13148	86280	
13151	86252, 86259, 86284	
13190	86252, 86267	
13228	86252	
13229	86254	
13238	86275	
13264	86264, 86266, 86271	
13293	86255, 86264, 86272	

13297	86270	
31633	---	86288
33111	---	86287
49082	86294	
55597	86254	
55598	86276	
80260	86292	
80892	86276, 86277, 86293	
T-8855	86256	
T-9437	86276	

**TABLE 1. - WWRID SUMMARY OF MODIFIED AND PETITIONED WATER RIGHTS**

Certificate Number	Priority Date	IR Water Rights <sup>1</sup>					J* Water Rights <sup>2</sup>			
		Authorized Certificate Acres	Modified Acres		Canceled Acres	Unmodified Acres	Authorized Certificate Acres	Modified Rights		Unmodified Acres
			IR <sup>1</sup>	IS <sup>3</sup>				Petitioned Acres	Canceled Acres	
949	7/23/1912	9.50	6.35		0.26	2.89				
6726	3/16/1926	1.50	1.20		0.30					
12529	1887	4.95	4.95							
12539	1879	1.82	1.82							
	1908	3.44	3.44							
12608	1893	9.97	9.97							
12628	1892	17.50	17.50							
12647	1887						9.90	9.90		
12691	1903	0.53	0.53							
12721	1892						9.00	9.00		
12764	1887	10.00	10.00							
12765	1892	10.00	10.00							
12766	1887						9.00	9.00		
12776	1892	8.72	8.72							
12792	1879	1.82	1.82							
12801	1894									
12802	1894	4.50	4.50				4.50	4.50		
12805	1898	4.60	4.60							
12809	1892	10.90	10.90							
12821	1887	12.50	12.50							
12822	1898	4.60	4.60							
12824	1887	4.90	4.90							
12835	1892	7.50	7.50							
12843	1886	2.75	2.75							
	1894	2.75	2.75							
12844	1887	5.30	5.30							
12845	1892	10.00	10.00							
12880	1905	3.31	2.98		0.33					
12906	1901	6.50	5.40		1.10					

Certificate Number	Priority Date	IR Water Rights <sup>1</sup>					I* Water Rights <sup>2</sup>			
		Authorized Certificate Acres	Modified Rights		Canceled Acres	Unmodified Acres	Authorized Certificate Acres	Modified Rights		Unmodified Acres
			Petitioned Acres	IS <sup>3</sup>				Petitioned Acres	Canceled Acres	
12911	1889					4.00				
13107	1892	3.79	3.79				4.00			
13148	1905	4.00	4.00							
13151	1905	3.00	1.83				1.17			
13190	1893	2.00	2.00							
13228	1886	2.75	2.75							
	1887	7.00	7.00							
	1894	2.75	2.75							
13229	1891	5.60	5.60							
13238	1891	6.20	6.20							
13264	1891	9.30	9.30							
13293	1893	13.00	13.00							
13297	1891	4.88	4.88							
49082	1879	5.50	5.50							
55597	7/23/1912	3.80	3.80							
55598	1879	7.50	7.50							
80892	7/23/1912	54.70	47.30		3.55		3.85			
T-9437	1875	18.00	9.00				9.00			
T-8855	9/27/1934	49.20		49.20						
	Totals:	362.83	291.18	49.20	6.71	15.74	36.40	36.40		

362.83 327.58 Total petitioned primary rights.

<sup>1</sup> Water Right (Use) Abbreviation: IR means Irrigation  
<sup>2</sup> Water Right (Use) Abbreviation: I\* means Irrigation, Livestock & Domestic  
<sup>3</sup> Water Right (Use) Abbreviation: IS means Supplemental Irrigation