

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

In the Matter of Special Order Volume 95, ) ORDER CORRECTING A  
Page 974 approving Transfer Application ) SCRIVENOR'S ERROR IN  
T-11859 and Remaining Right Certificate ) REMAINING RIGHT  
90250, Umatilla County ) CERTIFICATE 90250

**Applicants**

SAMUEL E. AND SARA J. TUCKER  
DANIEL D. TUCKER  
105 N. MAIN  
MILTON-FREEWATER, OR 97862

**Findings of Fact**

1. The Department issued an order approving Transfer Application T-11859 on April 27, 2015. The order was recorded at Special Order Volume 95, Page 974. A new remaining right certificate was also issued as evidenced by Certificate 90250.
2. Remaining right Certificate 90250 contains a scrivener's error in the description of the authorized place of use. The erroneous description is as follows:

IRRIGATION, LIVESTOCK, AND DOMESTIC					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 N	35 E	WM	29	SE NE	1.52

3. The correct description of the authorized place of use is as follows:

IRRIGATION, LIVESTOCK, AND DOMESTIC					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 N	35 E	WM	30	SE NE	1.52

This is a final order in other than 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 137-004-080 and OAR 690-01-005 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.

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

1. Water right Certificate 90250 is cancelled.
2. Water right Certificate 92100 is issued to supersede Certificate 90250 and to correctly describe the authorized place of use.

Dated at Salem, Oregon this 29 day of November, 2016.

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

Mailing date: DEC 02 2016