

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

In the Matter of Certificate 85605 ) FINAL ORDER  
 Umatilla County ) CORRECTING SCRIVENER'S ERRORS  
 ) IN A WATER RIGHT CERTIFICATE

**Water Right Certificate Holders:**

SEVEN HILLS PROPERTIES LLC	POWERLINE RANCH LLC
83501 LOWER DRY CREEK ROAD	83501 LOWER DRY CREEK ROAD
MILTON-FREEWATER, OREGON 97862	MILTON-FREEWATER, OREGON 97862

**Findings of Fact**

1. Certificate 85605 was issued on July 7, 2009 to describe those portions of the water right confirmed by Certificate 44557, State Record of Water Right Certificates, diminished by the provisions of a order of the Water Resources Director entered July 7, 2009, recorded at Special Order Volume 78, Pages 327 - 339 approving Permit Amendment Application T-10777.
2. Certificate 85605 contains scrivener's errors in the description of the authorized place of use, the total number of authorized acres, and in the authorized rate of diversion. Certificate 85605 describes a total of 91.4 acres at a rate of diversion of 0.36 cubic foot per second. The authorized place of use is described as follows:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
5 N	35 E	WM	4	SW NW	1.2
5 N	35 E	WM	4	NW SW	3.5
5 N	35 E	WM	5	NE NE	4.4
5 N	35 E	WM	5	NW NE	5.9
5 N	35 E	WM	5	SE NE	8.8
5 N	35 E	WM	5	NE NW	1.3
5 N	35 E	WM	5	NW NW	30.2
5 N	35 E	WM	5	SW NW	30.8
5 N	35 E	WM	5	SE NW	5.3

This is a final order in other than a 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 137-004-0080, you may 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.

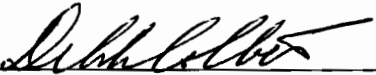
3. The correct total number of acres is 164.6 and the rate of diversion is 0.64 cubic foot per second. The authorized place of use is:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
5 N	35 E	WM	5	NE NE	23.0
5 N	35 E	WM	5	NW NE	12.0
5 N	35 E	WM	5	SW NE	36.7
5 N	35 E	WM	5	SE NE	23.2
5 N	35 E	WM	5	NE NW	26.3
5 N	35 E	WM	5	NW NW	3.0
5 N	35 E	WM	5	SW NW	9.2
5 N	35 E	WM	5	SE NW	31.2

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

1. Certificate 85605 is cancelled and Water Right Certificate 85727 is issued to supersede Certificate 85605 and to correctly describe those portions of the water right confirmed by Certificate 44557, State Record of Water Right Certificates, diminished by the provisions of a order of the Water Resources Director entered July 7, 2009, recorded at Special Order Volume 78, Pages 327 - 339 approving Transfer Application T-10777.

Dated at Salem, Oregon this 3<sup>rd</sup> day of August, 2009.

  
 Phillip C. Ward, Director

Mailing date: AUG 17 2009