

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF LINN

IN THE MATTER OF THE DETERMINATION
OF THE RELATIVE RIGHTS TO THE USE
OF THE WATERS OF CALAPOOYA RIVER
AND ITS TRIBUTARIES

No. 26405
AMENDMENT TO DECREE

Now at this time it appearing to the Court that the decree that was made and entered herein on September 12, 1957, is deficient in that said decree does not specify the number of acres in each legal subdivision that the contestee Mack M. Slate, Jr. was decreed to have a right to irrigate, and that said decree should be amended.

NOW, THEREFORE, the Court acting on its own motion, IT IS ORDERED, ADJUDGED AND DECREED BY THE COURT that the decree made and entered herein on September 12, 1957, is hereby amended in so far as paragraph (b) appearing on page 3 of said decree, and relating to Contest No. 4 entitled "Kenneth Groves, Contestant, vs. Mack M. Slate, Jr., Contestee," is concerned so that said paragraph (b) shall read as follows:

"(b) That the said Order of Determination of the State Engineer be, and the same hereby is further modified as follows: That the Order denying the application of said Mack M. Slate, Jr., for a water right for irrigation purposes be, and the same hereby is set aside, and the said Mack M. Slate, Jr., be, and he hereby is granted the right to use water from the Calapooya River for the purpose of irrigating 50 acres of land, being 25 acres in the Southwest quarter of the Northwest quarter, 10 acres in the Northwest quarter of the Southwest quarter, five acres in the Northeast quarter of the Southwest quarter of Section 24, and five acres in the Southeast quarter of the Northeast quarter, five acres in the Northeast quarter of the Southeast quarter of Section 23, and 40 acres of land in the Northwest quarter of the Northwest quarter of Section 24, all in Township 12 South, Range 4 West of the Willamette Meridian, Linn County, Oregon, with a priority date of 1905, with duty of water as set forth in Section 25 of said Findings of Fact and Order of Determination of the State Engineer."

DATED this 25th day of September, 1957.

Victor Olliver

Judge

