

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

In the Matter of a Diminution of a Portion of)
Water Right Permit S-50729, in the name of Vale)
Oregon Irrigation District, Malheur County) ORDER

Findings of Fact

1. On September 14, 2012, the Department received a partial diminution request for 27.0 acres, owned by Duane R. Grant, to be diminished from primary irrigation to supplemental irrigation under Permit S-50729.
2. Vale Oregon Irrigation District has given concurrence of the diminution of the water right Permit S-50729.
2. Pursuant to OAR 690-017-0100(2)(a), the Department has determined Duane R. Grant is the recorded owners, as established by county deed records, of the water right evidenced by Permit S-50729.
3. The affidavit requests irrigation of the following lands be diminished from irrigation to supplemental irrigation:

TWP	RNG	MER	SEC	Q-Q	ACRES
17S	44E	W.M.	21	SESW	3.0
17S	44E	W.M.	21	NESW	1.0
17S	44E	W.M.	21	NWSW	21.0
17S	44E	W.M.	21	SWSW	2.0

Conclusions of Law

The Director of the Water Resources Department concludes the portion of the right evidenced by Permit S-50729 has been diminished in accordance with the provisions of ORS 540.621 and shall be cancelled.

Now, therefore, it is ORDERED:

1. Permit S-50729, dated September 15, 1989, is cancelled and is of no further force or effect.
2. The water right for irrigation of 27.0 acres as described by Permit S-50729 is diminished from a right for primary irrigation to a right for supplemental irrigation.
3. The Department shall issue Water Right Permit S-54916, a new and superseding permit, to describe the diminution of the right to supplemental irrigation.

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.

Dated at Salem, Oregon this 12th day of APRIL, 2016.

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager
For Thomas M. Byler, Director

Mailing date: _____