

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

In the Matter of Transfer Application )  
T-7928, Marion County, Oregon ) **FINAL ORDER**  
)

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

City of Salem  
c/o Tim Gerling, Public Works Director  
555 Liberty Street SE  
Salem, Oregon 97301

**Findings of Fact**

- City of Salem filed an application for an additional point of diversion under Certificates 51535, 51735, and 80852. The Department assigned the application number T-7928.
- The rights to be transferred are as follows:

**Certificate:** 51535 in the name of City of Salem  
**Use:** Municipal  
**Priority Date:** 1856  
**Quantity:** 60.0 cubic feet per second  
**Source:** North Santiam River, tributary to the Santiam River  
**Original Point of Diversion:** Salem Ditch

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.

**Authorized Points of Diversion:**

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Location
9	S	1	W	W.M.	13	NW	NE			Lower Inlet – 820 feet South and 2100 feet West from the NE Corner of Section 13.
9	S	1	W	W.M.	13	SW	NE			Upper Inlet – 1890 feet South and 1400 feet West from the NE Corner of Section 13.

**Authorized Place of Use:**

Within the corporate limits of the City of Salem and surrounding territories.

**Certificate:** 51735 in the name of City of Salem

**Use:** Municipal

**Priority Date:** 1866

**Quantity:** 50.0 cubic feet per second

**Source:** North Santiam River, tributary to the Santiam River

**Original**

**Point of**

**Diversion:** Gardner Ditch

**Authorized Points of Diversion:**

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Location
9	S	1	W	W.M.	13	NW	NE			Lower Inlet – 820 feet South and 2100 feet West from the NE Corner of Section 13.
9	S	1	W	W.M.	13	SW	NE			Upper Inlet – 1890 feet South and 1400 feet West from the NE Corner of Section 13.

**Authorized Place of Use:**

Township	Range	Meridian	Sec	¼ ¼		Lot	DLC	Acres
6	S	2	W	W.M.	31	SW	SE	
7	S	2	W	W.M.	5	NE	NW	
7	S	2	W	W.M.	5	NW	NW	
7	S	2	W	W.M.	5	SW	NW	
7	S	2	W	W.M.	5	SE	NW	
7	S	2	W	W.M.	6	NE	NE	

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
7	S	2	W	W.M.	6	NW	NE			
7	S	2	W	W.M.	6	SW	NE			
7	S	2	W	W.M.	6	SE	NE			
7	S	2	W	W.M.	6	NE	NW			
7	S	2	W	W.M.	6	NW	NW			
7	S	2	W	W.M.	6	SW	NW			
7	S	2	W	W.M.	6	SE	NW			
7	S	2	W	W.M.	6	NE	SW			
7	S	2	W	W.M.	6	NW	SW			
7	S	2	W	W.M.	6	SW	SW			
7	S	2	W	W.M.	6	SE	SW			
7	S	2	W	W.M.	6	NE	SE			
7	S	2	W	W.M.	6	NW	SE			
7	S	2	W	W.M.	6	SW	SE			
7	S	2	W	W.M.	6	SE	SE			
7	S	2	W	W.M.	7	NE	NE			
7	S	2	W	W.M.	7	NW	NE			
7	S	2	W	W.M.	7	SW	NE			
7	S	2	W	W.M.	7	SE	NE			
7	S	2	W	W.M.	7	NE	NW			
7	S	2	W	W.M.	7	NW	NW			
7	S	2	W	W.M.	7	SW	NW			
7	S	2	W	W.M.	7	SE	NW			
7	S	2	W	W.M.	7	NE	SW			
7	S	2	W	W.M.	7	NW	SW			
7	S	2	W	W.M.	7	SW	SW			
7	S	2	W	W.M.	7	SE	SW			
7	S	2	W	W.M.	7	NE	SE			
7	S	2	W	W.M.	7	NW	SE			
7	S	2	W	W.M.	7	SW	SE			
7	S	2	W	W.M.	7	SE	SE			
7	S	2	W	W.M.	8	NE	NW			
7	S	2	W	W.M.	8	NW	NW			
7	S	2	W	W.M.	8	SW	NW			
7	S	2	W	W.M.	8	SE	NW			
7	S	2	W	W.M.	8	NE	SW			
7	S	2	W	W.M.	8	NW	SW			
7	S	2	W	W.M.	8	SW	SW			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
7	S	2	W	W.M.	8	SE	SW			
7	S	2	W	W.M.	17	NE	NE			
7	S	2	W	W.M.	17	NW	NE			
7	S	2	W	W.M.	17	SW	NE			
7	S	2	W	W.M.	17	SE	NE			
7	S	2	W	W.M.	17	NE	NW			
7	S	2	W	W.M.	17	NW	NW			
7	S	2	W	W.M.	17	SW	NW			
7	S	2	W	W.M.	17	SE	NW			
7	S	2	W	W.M.	17	NE	SW			
7	S	2	W	W.M.	17	NW	SW			
7	S	2	W	W.M.	17	SW	SW			
7	S	2	W	W.M.	17	SE	SW			
7	S	2	W	W.M.	17	NE	SE			
7	S	2	W	W.M.	17	NW	SE			
7	S	2	W	W.M.	17	SW	SE			
7	S	2	W	W.M.	17	SE	SE			
7	S	2	W	W.M.	18	NE	NE			
7	S	2	W	W.M.	18	NW	NE			
7	S	2	W	W.M.	18	SW	NE			
7	S	2	W	W.M.	18	SE	NE			
7	S	2	W	W.M.	18	NE	NW			
7	S	2	W	W.M.	18	NW	NW			
7	S	2	W	W.M.	18	SW	NW			
7	S	2	W	W.M.	18	SE	NW			
7	S	2	W	W.M.	18	NE	SW			
7	S	2	W	W.M.	18	NW	SW			
7	S	2	W	W.M.	18	SW	SW			
7	S	2	W	W.M.	18	SE	SW			
7	S	2	W	W.M.	18	NE	SE			
7	S	2	W	W.M.	18	NW	SE			
7	S	2	W	W.M.	18	SW	SE			
7	S	2	W	W.M.	18	SE	SE			
7	S	2	W	W.M.	19	SE	SW			
7	S	2	W	W.M.	19	SW	SE			
7	S	2	W	W.M.	19	SE	SE			
7	S	2	W	W.M.	20	NE	NW			
7	S	2	W	W.M.	20	NW	NW			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
7	S	2	W	W.M.	20	SW	NW			
7	S	2	W	W.M.	20	SE	NW			
7	S	2	W	W.M.	20	NE	SW			
7	S	2	W	W.M.	20	NW	SW			
7	S	2	W	W.M.	20	SW	SW			
7	S	2	W	W.M.	20	SE	SW			
7	S	2	W	W.M.	29	SW	SW			
7	S	2	W	W.M.	29	SE	SW			
7	S	2	W	W.M.	30	NE	NE			
7	S	2	W	W.M.	30	NW	NE			
7	S	2	W	W.M.	30	SW	NE			
7	S	2	W	W.M.	30	SE	NE			
7	S	2	W	W.M.	30	NE	NW			
7	S	2	W	W.M.	30	NW	NW			
7	S	2	W	W.M.	30	SW	NW			
7	S	2	W	W.M.	30	SE	NW			
7	S	2	W	W.M.	30	NE	SW			
7	S	2	W	W.M.	30	NW	SW			
7	S	2	W	W.M.	30	SW	SW			
7	S	2	W	W.M.	30	SE	SW			
7	S	2	W	W.M.	30	NE	SE			
7	S	2	W	W.M.	30	NW	SE			
7	S	2	W	W.M.	30	SW	SE			
7	S	2	W	W.M.	30	SE	SE			
7	S	2	W	W.M.	31	NE	NE			
7	S	2	W	W.M.	31	NW	NE			
7	S	2	W	W.M.	31	SW	NE			
7	S	2	W	W.M.	31	SE	NE			
7	S	2	W	W.M.	31	NE	NW			
7	S	2	W	W.M.	31	NW	NW			
7	S	2	W	W.M.	31	SW	NW			
7	S	2	W	W.M.	31	SE	NW			
7	S	2	W	W.M.	31	NE	SW			
7	S	2	W	W.M.	31	NW	SW			
7	S	2	W	W.M.	31	SE	SW			
7	S	2	W	W.M.	31	NE	SE			
7	S	2	W	W.M.	31	NW	SE			
7	S	2	W	W.M.	31	SE	SE			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
7	S	2	W	W.M.	32	SE	NE			
7	S	2	W	W.M.	32	NE	NW			
7	S	2	W	W.M.	32	NW	NW			
7	S	2	W	W.M.	32	SW	NW			
7	S	2	W	W.M.	32	SE	NW			
7	S	2	W	W.M.	32	NE	SW			
7	S	2	W	W.M.	32	NW	SW			
7	S	2	W	W.M.	32	SW	SW			
7	S	2	W	W.M.	32	SE	SW			
7	S	2	W	W.M.	32	NW	SE			
7	S	3	W	W.M.	1	NW	NE			
7	S	3	W	W.M.	1	SW	NE			
7	S	3	W	W.M.	1	NE	NW			
7	S	3	W	W.M.	1	SE	NW			
7	S	3	W	W.M.	1	NE	SW			
7	S	3	W	W.M.	1	SE	SW			
7	S	3	W	W.M.	1	NW	SE			
7	S	3	W	W.M.	1	SW	SE			
7	S	3	W	W.M.	8	NE	NE			
7	S	3	W	W.M.	8	NW	NE			
7	S	3	W	W.M.	8	SW	NE			
7	S	3	W	W.M.	8	SE	NE			
7	S	3	W	W.M.	8	NE	SE			
7	S	3	W	W.M.	8	NW	SE			
7	S	3	W	W.M.	8	SW	SE			
7	S	3	W	W.M.	8	SE	SE			
7	S	3	W	W.M.	9	NW	NW			
7	S	3	W	W.M.	9	SW	NW			
7	S	3	W	W.M.	9	NE	SW			
7	S	3	W	W.M.	9	NW	SW			
7	S	3	W	W.M.	9	SW	SW			
7	S	3	W	W.M.	9	SE	SW			
7	S	3	W	W.M.	10	SW	SE			
7	S	3	W	W.M.	10	SE	SE			
7	S	3	W	W.M.	11	NE	SW			
7	S	3	W	W.M.	11	NW	SW			
7	S	3	W	W.M.	11	SW	SW			
7	S	3	W	W.M.	11	SE	SW			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
7	S	3	W	W.M.	11	NE	SE			
7	S	3	W	W.M.	11	NW	SE			
7	S	3	W	W.M.	11	SW	SE			
7	S	3	W	W.M.	11	SE	SE			
7	S	3	W	W.M.	12	NE	NE			
7	S	3	W	W.M.	12	NW	NE			
7	S	3	W	W.M.	12	SW	NE			
7	S	3	W	W.M.	12	SE	NE			
7	S	3	W	W.M.	12	NE	NW			
7	S	3	W	W.M.	12	NW	NW			
7	S	3	W	W.M.	12	SW	NW			
7	S	3	W	W.M.	12	SE	NW			
7	S	3	W	W.M.	12	NE	SW			
7	S	3	W	W.M.	12	NW	SW			
7	S	3	W	W.M.	12	SW	SW			
7	S	3	W	W.M.	12	SE	SW			
7	S	3	W	W.M.	12	NE	SE			
7	S	3	W	W.M.	12	NW	SE			
7	S	3	W	W.M.	12	SW	SE			
7	S	3	W	W.M.	13	NE	NE			
7	S	3	W	W.M.	13	NW	NE			
7	S	3	W	W.M.	13	SW	NE			
7	S	3	W	W.M.	13	SE	NE			
7	S	3	W	W.M.	13	NE	NW			
7	S	3	W	W.M.	13	NW	NW			
7	S	3	W	W.M.	13	SW	NW			
7	S	3	W	W.M.	13	SE	NW			
7	S	3	W	W.M.	13	NE	SW			
7	S	3	W	W.M.	13	NW	SW			
7	S	3	W	W.M.	13	SW	SW			
7	S	3	W	W.M.	13	SE	SW			
7	S	3	W	W.M.	13	NE	SE			
7	S	3	W	W.M.	13	NW	SE			
7	S	3	W	W.M.	13	SW	SE			
7	S	3	W	W.M.	13	SE	SE			
7	S	3	W	W.M.	14	NE	NE			
7	S	3	W	W.M.	14	NW	NE			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
7	S	3	W	W.M.	14	SW	NE			
7	S	3	W	W.M.	14	SE	NE			
7	S	3	W	W.M.	14	NE	NW			
7	S	3	W	W.M.	14	NW	NW			
7	S	3	W	W.M.	14	SW	NW			
7	S	3	W	W.M.	14	SE	NW			
7	S	3	W	W.M.	14	NE	SW			
7	S	3	W	W.M.	14	NW	SW			
7	S	3	W	W.M.	14	SW	SW			
7	S	3	W	W.M.	14	SE	SW			
7	S	3	W	W.M.	14	NE	SE			
7	S	3	W	W.M.	14	NW	SE			
7	S	3	W	W.M.	14	SW	SE			
7	S	3	W	W.M.	14	SE	SE			
7	S	3	W	W.M.	15	NE	NE			
7	S	3	W	W.M.	15	NW	NE			
7	S	3	W	W.M.	15	SW	NE			
7	S	3	W	W.M.	15	SE	NE			
7	S	3	W	W.M.	15	NE	SE			
7	S	3	W	W.M.	15	NW	SE			
7	S	3	W	W.M.	15	SW	SE			
7	S	3	W	W.M.	15	SE	SE			
7	S	3	W	W.M.	16	NW	NE			
7	S	3	W	W.M.	16	SW	NE			
7	S	3	W	W.M.	16	NE	NW			
7	S	3	W	W.M.	16	NW	NW			
7	S	3	W	W.M.	16	SW	NW			
7	S	3	W	W.M.	16	SE	NW			
7	S	3	W	W.M.	16	NE	SW			
7	S	3	W	W.M.	16	NW	SW			
7	S	3	W	W.M.	16	SW	SW			
7	S	3	W	W.M.	16	SE	SW			
7	S	3	W	W.M.	16	NE	SE			
7	S	3	W	W.M.	16	NW	SE			
7	S	3	W	W.M.	16	SW	SE			
7	S	3	W	W.M.	16	SE	SE			
7	S	3	W	W.M.	17	NE	NE			
7	S	3	W	W.M.	17	SE	NE			



Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
7	S	3	W	W.M.	17	NE	SE			
7	S	3	W	W.M.	17	SE	SE			
7	S	3	W	W.M.	19	NE	NE			
7	S	3	W	W.M.	19	NW	NE			
7	S	3	W	W.M.	19	SW	NE			
7	S	3	W	W.M.	19	SE	NE			
7	S	3	W	W.M.	19	NE	SW			
7	S	3	W	W.M.	19	NW	SW			
7	S	3	W	W.M.	19	SW	SW			
7	S	3	W	W.M.	19	SE	SW			
7	S	3	W	W.M.	19	NE	SE			
7	S	3	W	W.M.	19	SW	SE			
7	S	3	W	W.M.	19	SW	SE			
7	S	3	W	W.M.	19	SE	SE			
7	S	3	W	W.M.	20	NE	NE			
7	S	3	W	W.M.	20	NW	NE			
7	S	3	W	W.M.	20	SW	NE			
7	S	3	W	W.M.	20	SE	NE			
7	S	3	W	W.M.	20	NE	NW			
7	S	3	W	W.M.	20	NW	NW			
7	S	3	W	W.M.	20	SW	NW			
7	S	3	W	W.M.	20	SE	NW			
7	S	3	W	W.M.	20	NE	SW			
7	S	3	W	W.M.	20	NW	SW			
7	S	3	W	W.M.	20	SW	SW			
7	S	3	W	W.M.	20	SE	SW			
7	S	3	W	W.M.	20	NE	SE			
7	S	3	W	W.M.	20	NW	SE			
7	S	3	W	W.M.	20	SW	SE			
7	S	3	W	W.M.	20	SE	SE			
7	S	3	W	W.M.	21	NE	NE			
7	S	3	W	W.M.	21	NW	NE			
7	S	3	W	W.M.	21	SW	NE			
7	S	3	W	W.M.	21	SE	NE			
7	S	3	W	W.M.	21	NE	NW			
7	S	3	W	W.M.	21	NW	NW			
7	S	3	W	W.M.	21	SW	NW			
7	S	3	W	W.M.	21	SE	NW			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
7	S	3	W	W.M.	21	NE	SW			
7	S	3	W	W.M.	21	NW	SW			
7	S	3	W	W.M.	21	SW	SW			
7	S	3	W	W.M.	21	SE	SW			
7	S	3	W	W.M.	21	NE	SE			
7	S	3	W	W.M.	21	NW	SE			
7	S	3	W	W.M.	21	SW	SE			
7	S	3	W	W.M.	21	SE	SE			
7	S	3	W	W.M.	22	NE	NE			
7	S	3	W	W.M.	22	NW	NE			
7	S	3	W	W.M.	22	SW	NE			
7	S	3	W	W.M.	22	SE	NE			
7	S	3	W	W.M.	22	NE	NW			
7	S	3	W	W.M.	22	NW	NW			
7	S	3	W	W.M.	22	SW	NW			
7	S	3	W	W.M.	22	NE	SW			
7	S	3	W	W.M.	22	NW	SW			
7	S	3	W	W.M.	22	SE	SW			
7	S	3	W	W.M.	22	NE	SE			
7	S	3	W	W.M.	22	NW	SE			
7	S	3	W	W.M.	22	SW	SE			
7	S	3	W	W.M.	22	SE	SE			
7	S	3	W	W.M.	23	NE	NE			
7	S	3	W	W.M.	23	NW	NE			
7	S	3	W	W.M.	23	SW	NE			
7	S	3	W	W.M.	23	SE	NE			
7	S	3	W	W.M.	23	NE	NW			
7	S	3	W	W.M.	23	NW	NW			
7	S	3	W	W.M.	23	SW	NW			
7	S	3	W	W.M.	23	SE	NW			
7	S	3	W	W.M.	23	NE	SW			
7	S	3	W	W.M.	23	NW	SW			
7	S	3	W	W.M.	23	SW	SW			
7	S	3	W	W.M.	23	SE	SW			
7	S	3	W	W.M.	23	NE	SE			
7	S	3	W	W.M.	23	NW	SE			
7	S	3	W	W.M.	23	SW	SE			
7	S	3	W	W.M.	23	SE	SE			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
7	S	3	W	W.M.	24	NE	NE			
7	S	3	W	W.M.	24	NW	NE			
7	S	3	W	W.M.	24	SW	NE			
7	S	3	W	W.M.	24	SE	NE			
7	S	3	W	W.M.	24	NE	NW			
7	S	3	W	W.M.	24	NW	NW			
7	S	3	W	W.M.	24	SW	NW			
7	S	3	W	W.M.	24	SE	NW			
7	S	3	W	W.M.	24	NE	SW			
7	S	3	W	W.M.	24	NW	SW			
7	S	3	W	W.M.	24	SW	SW			
7	S	3	W	W.M.	24	SE	SW			
7	S	3	W	W.M.	24	NE	SE			
7	S	3	W	W.M.	24	NW	SE			
7	S	3	W	W.M.	24	SW	SE			
7	S	3	W	W.M.	24	SE	SE			
7	S	3	W	W.M.	25	NE	NE			
7	S	3	W	W.M.	25	NW	NE			
7	S	3	W	W.M.	25	SW	NE			
7	S	3	W	W.M.	25	SE	NE			
7	S	3	W	W.M.	25	NE	NW			
7	S	3	W	W.M.	25	NW	NW			
7	S	3	W	W.M.	25	SW	NW			
7	S	3	W	W.M.	25	SE	NW			
7	S	3	W	W.M.	25	NE	SW			
7	S	3	W	W.M.	25	NW	SW			
7	S	3	W	W.M.	25	SW	SW			
7	S	3	W	W.M.	25	SE	SW			
7	S	3	W	W.M.	25	NE	SE			
7	S	3	W	W.M.	25	NW	SE			
7	S	3	W	W.M.	25	SW	SE			
7	S	3	W	W.M.	25	SE	SE			
7	S	3	W	W.M.	26	NE	NE			
7	S	3	W	W.M.	26	NW	NE			
7	S	3	W	W.M.	26	SW	NE			
7	S	3	W	W.M.	26	SE	NE			
7	S	3	W	W.M.	26	NE	NW			
7	S	3	W	W.M.	26	NW	NW			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
7	S	3	W	W.M.	26	SW	NW			
7	S	3	W	W.M.	26	SE	NW			
7	S	3	W	W.M.	26	NE	SW			
7	S	3	W	W.M.	26	NW	SW			
7	S	3	W	W.M.	26	SW	SW			
7	S	3	W	W.M.	26	SE	SW			
7	S	3	W	W.M.	26	NE	SE			
7	S	3	W	W.M.	26	NW	SE			
7	S	3	W	W.M.	26	SW	SE			
7	S	3	W	W.M.	26	SE	SE			
7	S	3	W	W.M.	27	NE	NE			
7	S	3	W	W.M.	27	NW	NE			
7	S	3	W	W.M.	27	SW	NE			
7	S	3	W	W.M.	27	SE	NE			
7	S	3	W	W.M.	27	NE	NW			
7	S	3	W	W.M.	27	SE	NW			
7	S	3	W	W.M.	27	NE	SW			
7	S	3	W	W.M.	27	NW	SW			
7	S	3	W	W.M.	27	SW	SW			
7	S	3	W	W.M.	27	SE	SW			
7	S	3	W	W.M.	27	NE	SE			
7	S	3	W	W.M.	27	NW	SE			
7	S	3	W	W.M.	27	SW	SE			
7	S	3	W	W.M.	27	SE	SE			
7	S	3	W	W.M.	28	NE	NW			
7	S	3	W	W.M.	28	NW	NW			
7	S	3	W	W.M.	29	NE	NE			
7	S	3	W	W.M.	29	NW	NE			
7	S	3	W	W.M.	29	SW	NE			
7	S	3	W	W.M.	29	SE	NE			
7	S	3	W	W.M.	29	NE	NW			
7	S	3	W	W.M.	29	NE	SE			
7	S	3	W	W.M.	29	NW	SE			
7	S	3	W	W.M.	29	SW	SE			
7	S	3	W	W.M.	29	SE	SE			
7	S	3	W	W.M.	30	NE	NW			
7	S	3	W	W.M.	30	NW	NW			
7	S	3	W	W.M.	33	NW	NE			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
7	S	3	W	W.M.	33	SW	NE			
7	S	3	W	W.M.	33	SE	NE			
7	S	3	W	W.M.	33	NE	SW			
7	S	3	W	W.M.	33	NW	SW			
7	S	3	W	W.M.	33	SW	SW			
7	S	3	W	W.M.	33	SE	SW			
7	S	3	W	W.M.	33	NE	SE			
7	S	3	W	W.M.	33	NW	SE			
7	S	3	W	W.M.	33	SW	SE			
7	S	3	W	W.M.	33	SE	SE			
7	S	3	W	W.M.	34	NE	NE			
7	S	3	W	W.M.	34	NW	NE			
7	S	3	W	W.M.	34	SW	NE			
7	S	3	W	W.M.	34	SE	NE			
7	S	3	W	W.M.	34	NE	NW			
7	S	3	W	W.M.	34	NW	NW			
7	S	3	W	W.M.	34	SW	NW			
7	S	3	W	W.M.	34	SE	NW			
7	S	3	W	W.M.	34	NE	SW			
7	S	3	W	W.M.	34	NW	SW			
7	S	3	W	W.M.	34	SW	SW			
7	S	3	W	W.M.	34	SE	SW			
7	S	3	W	W.M.	34	NE	SE			
7	S	3	W	W.M.	34	NW	SE			
7	S	3	W	W.M.	34	SW	SE			
7	S	3	W	W.M.	34	SE	SE			
7	S	3	W	W.M.	35	NE	NE			
7	S	3	W	W.M.	35	NW	NE			
7	S	3	W	W.M.	35	SW	NE			
7	S	3	W	W.M.	35	SE	NE			
7	S	3	W	W.M.	35	NE	NW			
7	S	3	W	W.M.	35	NW	NW			
7	S	3	W	W.M.	35	SW	NW			
7	S	3	W	W.M.	35	SE	NW			
7	S	3	W	W.M.	35	NE	SW			
7	S	3	W	W.M.	35	NW	SW			
7	S	3	W	W.M.	35	SW	SW			
7	S	3	W	W.M.	35	SE	SW			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
7	S	3	W	W.M.	35	NE	SE			
7	S	3	W	W.M.	35	NW	SE			
7	S	3	W	W.M.	35	SW	SE			
7	S	3	W	W.M.	35	SE	SE			
7	S	3	W	W.M.	36	SW	NE			
7	S	3	W	W.M.	36	SE	NE			
7	S	3	W	W.M.	36	SE	NW			
7	S	3	W	W.M.	36	NE	SW			
7	S	3	W	W.M.	36	SW	SE			
8	S	2	W	W.M.	4	NE	SW			
8	S	2	W	W.M.	4	NW	SW			
8	S	2	W	W.M.	4	SW	SW			
8	S	2	W	W.M.	4	SE	SW			
8	S	2	W	W.M.	5	SW	NE			
8	S	2	W	W.M.	5	SW	NW			
8	S	2	W	W.M.	5	SE	NW			
8	S	2	W	W.M.	5	NE	SW			
8	S	2	W	W.M.	5	NW	SW			
8	S	2	W	W.M.	5	SW	SW			
8	S	2	W	W.M.	5	SE	SW			
8	S	2	W	W.M.	5	NE	SE			
8	S	2	W	W.M.	5	NW	SE			
8	S	2	W	W.M.	5	SW	SE			
8	S	2	W	W.M.	5	SE	SE			
8	S	2	W	W.M.	6	NE	NE			
8	S	2	W	W.M.	6	NW	NE			
8	S	2	W	W.M.	6	SW	NE			
8	S	2	W	W.M.	6	SE	NE			
8	S	2	W	W.M.	6	NW	NW			
8	S	2	W	W.M.	6	SW	NW			
8	S	2	W	W.M.	6	NW	SW			
8	S	2	W	W.M.	6	SW	SW			
8	S	2	W	W.M.	6	NE	SE			
8	S	2	W	W.M.	6	SE	SE			
8	S	2	W	W.M.	7	NE	NE			
8	S	2	W	W.M.	7	NW	NE			
8	S	2	W	W.M.	7	SW	NE			
8	S	2	W	W.M.	7	SE	NE			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
8	S	2	W	W.M.	7	NW	NW			
8	S	2	W	W.M.	7	SE	NW			
8	S	2	W	W.M.	7	NE	SW			
8	S	2	W	W.M.	7	SE	SW			
8	S	2	W	W.M.	7	NE	SE			
8	S	2	W	W.M.	7	NW	SE			
8	S	2	W	W.M.	7	SW	SE			
8	S	2	W	W.M.	7	SE	SE			
8	S	2	W	W.M.	8	NE	NE			
8	S	2	W	W.M.	8	NW	NE			
8	S	2	W	W.M.	8	SW	NE			
8	S	2	W	W.M.	8	SE	NE			
8	S	2	W	W.M.	8	NE	NW			
8	S	2	W	W.M.	8	NW	NW			
8	S	2	W	W.M.	8	SW	NW			
8	S	2	W	W.M.	8	SE	NW			
8	S	2	W	W.M.	8	NE	SW			
8	S	2	W	W.M.	8	NW	SW			
8	S	2	W	W.M.	8	SW	SW			
8	S	2	W	W.M.	8	SE	SW			
8	S	2	W	W.M.	8	NE	SE			
8	S	2	W	W.M.	8	NW	SE			
8	S	2	W	W.M.	8	SW	SE			
8	S	2	W	W.M.	9	NE	NW			
8	S	2	W	W.M.	9	NW	NW			
8	S	2	W	W.M.	9	SW	NW			
8	S	2	W	W.M.	17	NE	NW			
8	S	2	W	W.M.	17	NW	NW			
8	S	2	W	W.M.	17	SW	NW			
8	S	2	W	W.M.	18	NE	NE			
8	S	2	W	W.M.	18	NW	NE			
8	S	2	W	W.M.	18	SW	NE			
8	S	2	W	W.M.	18	SE	NE			
8	S	2	W	W.M.	18	NE	NW			
8	S	2	W	W.M.	18	SE	NW			
8	S	2	W	W.M.	18	NE	SE			
8	S	2	W	W.M.	18	NW	SE			
8	S	2	W	W.M.	18	SW	SE			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
8	S	2	W	W.M.	18	SE	SE			
8	S	3	W	W.M.	1	NE	NE			
8	S	3	W	W.M.	1	NW	NE			
8	S	3	W	W.M.	1	SW	NE			
8	S	3	W	W.M.	1	SE	NE			
8	S	3	W	W.M.	1	NE	NW			
8	S	3	W	W.M.	1	NW	NW			
8	S	3	W	W.M.	1	SW	NW			
8	S	3	W	W.M.	1	SE	NW			
8	S	3	W	W.M.	1	NE	SW			
8	S	3	W	W.M.	1	NW	SW			
8	S	3	W	W.M.	1	SW	SW			
8	S	3	W	W.M.	1	SE	SW			
8	S	3	W	W.M.	1	NE	SE			
8	S	3	W	W.M.	1	NW	SE			
8	S	3	W	W.M.	1	SW	SE			
8	S	3	W	W.M.	1	SE	SE			
8	S	3	W	W.M.	2	NE	NE			
8	S	3	W	W.M.	2	NW	NE			
8	S	3	W	W.M.	2	SW	NE			
8	S	3	W	W.M.	2	SE	NE			
8	S	3	W	W.M.	2	NE	NW			
8	S	3	W	W.M.	2	NW	NW			
8	S	3	W	W.M.	2	SW	NW			
8	S	3	W	W.M.	2	SE	NW			
8	S	3	W	W.M.	2	NE	SW			
8	S	3	W	W.M.	2	NW	SW			
8	S	3	W	W.M.	2	SW	SW			
8	S	3	W	W.M.	3	NE	NE			
8	S	3	W	W.M.	3	NW	NE			
8	S	3	W	W.M.	3	SW	NE			
8	S	3	W	W.M.	3	SE	NE			
8	S	3	W	W.M.	3	NE	NW			
8	S	3	W	W.M.	3	NW	NW			
8	S	3	W	W.M.	3	SW	NW			
8	S	3	W	W.M.	3	SE	NW			
8	S	3	W	W.M.	3	NE	SW			
8	S	3	W	W.M.	3	NW	SW			



Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
8	S	3	W	W.M.	3	SW	SW			
8	S	3	W	W.M.	3	SE	SW			
8	S	3	W	W.M.	3	NE	SE			
8	S	3	W	W.M.	3	NW	SE			
8	S	3	W	W.M.	3	SW	SE			
8	S	3	W	W.M.	3	SE	SE			
8	S	3	W	W.M.	4	NE	NE			
8	S	3	W	W.M.	4	NW	NE			
8	S	3	W	W.M.	4	SW	NE			
8	S	3	W	W.M.	4	SE	NE			
8	S	3	W	W.M.	4	NE	NW			
8	S	3	W	W.M.	4	NW	NW			
8	S	3	W	W.M.	4	SW	NW			
8	S	3	W	W.M.	4	SE	NW			
8	S	3	W	W.M.	4	NE	SW			
8	S	3	W	W.M.	4	NW	SW			
8	S	3	W	W.M.	4	SW	SW			
8	S	3	W	W.M.	4	SE	SW			
8	S	3	W	W.M.	4	NE	SE			
8	S	3	W	W.M.	4	NW	SE			
8	S	3	W	W.M.	4	SW	SE			
8	S	3	W	W.M.	4	SE	SE			
8	S	3	W	W.M.	5	NE	NE			
8	S	3	W	W.M.	5	NW	NE			
8	S	3	W	W.M.	5	SW	NE			
8	S	3	W	W.M.	5	SE	NE			
8	S	3	W	W.M.	5	NE	SE			
8	S	3	W	W.M.	5	NW	SE			
8	S	3	W	W.M.	5	SW	SE			
8	S	3	W	W.M.	5	SE	SE			
8	S	3	W	W.M.	8	NE	NE			
8	S	3	W	W.M.	8	SE	NE			
8	S	3	W	W.M.	8	NE	SE			
8	S	3	W	W.M.	8	NW	SE			
8	S	3	W	W.M.	8	SW	SE			
8	S	3	W	W.M.	8	SE	SE			
8	S	3	W	W.M.	9	NE	NE			
8	S	3	W	W.M.	9	NW	NE			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
8	S	3	W	W.M.	9	SW	NE			
8	S	3	W	W.M.	9	SE	NE			
8	S	3	W	W.M.	9	NE	NW			
8	S	3	W	W.M.	9	NW	NW			
8	S	3	W	W.M.	9	SW	NW			
8	S	3	W	W.M.	9	SE	NW			
8	S	3	W	W.M.	9	NE	SW			
8	S	3	W	W.M.	9	NW	SW			
8	S	3	W	W.M.	9	SW	SW			
8	S	3	W	W.M.	9	SE	SW			
8	S	3	W	W.M.	9	NE	SE			
8	S	3	W	W.M.	9	NW	SE			
8	S	3	W	W.M.	9	SW	SE			
8	S	3	W	W.M.	9	SE	SE			
8	S	3	W	W.M.	10	NE	NE			
8	S	3	W	W.M.	10	NW	NE			
8	S	3	W	W.M.	10	SW	NE			
8	S	3	W	W.M.	10	SE	NE			
8	S	3	W	W.M.	10	NE	NW			
8	S	3	W	W.M.	10	NW	NW			
8	S	3	W	W.M.	10	SW	NW			
8	S	3	W	W.M.	10	SE	NW			
8	S	3	W	W.M.	10	NE	SW			
8	S	3	W	W.M.	10	NW	SW			
8	S	3	W	W.M.	10	SW	SW			
8	S	3	W	W.M.	10	SE	SW			
8	S	3	W	W.M.	10	NE	SE			
8	S	3	W	W.M.	10	NW	SE			
8	S	3	W	W.M.	10	SW	SE			
8	S	3	W	W.M.	10	SE	SE			
8	S	3	W	W.M.	11	NE	NW			
8	S	3	W	W.M.	11	NW	NW			
8	S	3	W	W.M.	11	SW	NW			
8	S	3	W	W.M.	11	SE	NW			
8	S	3	W	W.M.	11	NE	SW			
8	S	3	W	W.M.	11	NW	SW			
8	S	3	W	W.M.	11	SW	SW			
8	S	3	W	W.M.	11	SE	SW			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
8	S	3	W	W.M.	11	NE	SE			
8	S	3	W	W.M.	11	NW	SE			
8	S	3	W	W.M.	11	SW	SE			
8	S	3	W	W.M.	11	SE	SE			
8	S	3	W	W.M.	12	NE	NE			
8	S	3	W	W.M.	13	NW	NW			
8	S	3	W	W.M.	14	NE	NE			
8	S	3	W	W.M.	14	NW	NE			
8	S	3	W	W.M.	14	SW	NE			
8	S	3	W	W.M.	14	SE	NE			
8	S	3	W	W.M.	14	NE	NW			
8	S	3	W	W.M.	14	NW	NW			
8	S	3	W	W.M.	14	SW	NW			
8	S	3	W	W.M.	14	SE	NW			
8	S	3	W	W.M.	14	NE	SW			
8	S	3	W	W.M.	14	NW	SW			
8	S	3	W	W.M.	14	SW	SW			
8	S	3	W	W.M.	14	SE	SW			
8	S	3	W	W.M.	14	NW	SE			
8	S	3	W	W.M.	15	NE	NE			
8	S	3	W	W.M.	15	NW	NE			
8	S	3	W	W.M.	15	SW	NE			
8	S	3	W	W.M.	15	SE	NE			
8	S	3	W	W.M.	15	NE	NW			
8	S	3	W	W.M.	15	NW	NW			
8	S	3	W	W.M.	15	SW	NW			
8	S	3	W	W.M.	15	SE	NW			
8	S	3	W	W.M.	15	NE	SE			
8	S	3	W	W.M.	15	NW	SE			
8	S	3	W	W.M.	15	SW	SE			
8	S	3	W	W.M.	15	SE	SE			
8	S	3	W	W.M.	16	NE	NE			
8	S	3	W	W.M.	16	NW	NE			
8	S	3	W	W.M.	16	SW	NE			
8	S	3	W	W.M.	16	SE	NE			
8	S	3	W	W.M.	16	NE	NW			
8	S	3	W	W.M.	16	NW	NW			
8	S	3	W	W.M.	16	SW	NW			

Township	Range	Meridian	Sec	¼ ¼	Lot	DLC	Acres
8	S	3	W	W.M.	16	SE NW	
8	S	3	W	W.M.	16	NE SW	
8	S	3	W	W.M.	16	NW SW	
8	S	3	W	W.M.	16	NE SE	
8	S	3	W	W.M.	16	NW SE	
8	S	3	W	W.M.	17	NE NE	
8	S	3	W	W.M.	17	NW NE	
8	S	3	W	W.M.	17	SW NE	
8	S	3	W	W.M.	17	SE NE	
8	S	3	W	W.M.	17	NE SE	
8	S	3	W	W.M.	17	NW SE	
8	S	3	W	W.M.	22	NE NE	
8	S	3	W	W.M.	22	SE NE	
8	S	3	W	W.M.	22	NE SE	
8	S	3	W	W.M.	23	SW NE	
8	S	3	W	W.M.	23	SE NE	
8	S	3	W	W.M.	23	NE NW	
8	S	3	W	W.M.	23	NW NW	
8	S	3	W	W.M.	23	SW NW	
8	S	3	W	W.M.	23	SE NW	
8	S	3	W	W.M.	23	NE SW	
8	S	3	W	W.M.	23	NW SW	
8	S	3	W	W.M.	23	SW SW	
8	S	3	W	W.M.	23	SE SW	
8	S	3	W	W.M.	23	NE SE	
8	S	3	W	W.M.	23	NW SE	
8	S	3	W	W.M.	23	SW SE	
8	S	3	W	W.M.	23	SE SE	

**Certificate:** 80852 in the name of City of Salem  
**Use:** Municipal  
**Priority Date:** July 5, 1923  
**Quantity:** 12.0 cubic feet per second  
**Source:** North Santiam River, tributary to the Santiam River

**Authorized Point of Diversion:**

Township	Range	Meridian	Sec	¼ ¼	Lot	DLC	Location
9	S	1	W	W.M.	13	SW NE	

**Authorized Place of Use:**

Sections 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 28, 33, 34, 35, and 36, Township 7 South, Range 3 West, W.M., Sections 7, 8, 17, 18, 19, 20, and 29, Township 8 South, Range 2 West, W.M., Sections 1, 2, 3, 4, 10, 11, and 12, Township 8 South, Range 3 West, W.M..

- 3. Application T-7928 proposes an additional point of diversion approximately 300 feet downstream and 900 feet upstream in the source located:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Location
9	S	1	W	W.M.	13	SW	NE			1700 feet South and 1770 feet West from the NE Corner of Section 13.

- 4. Notice of the application for transfer was published pursuant to ORS 540.520 and OAR 690-380-4000. No comments were filed in response to the notice.
- 5. Water has been used within the last five years according to the terms and conditions of the right and no evidence is available that would demonstrate that the right is subject to forfeiture under ORS 540.610.
- 6. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing right are present.
- 7. The proposed change would not result in enlargement of the right.
- 8. The proposed change would not result in injury to other water rights.
- 9. The applicant pointed out a scrivener’s error in Certificate 80852. The certificate lists the authorized quantity of water as 11.0 cubic feet per second. The correct amount of water should be 12.0 cubic feet per second.
- 10. Additional scrivener’s errors were found in Certificate 80852 description of the authorized place of use. The certificate lists Sections 7, 8, 17, 18, 19, 20, and 29, Township 8 South, Range 3 West, W.M., and Sections 1, 2, 3, 4, 10, 11, and 12, Township 8 South, Range 2 West, W.M.. The correct locations are Sections 7, 8, 17, 18, 19, 20, and 29, Township 8 South, Range 2 West, W.M., and Sections 1, 2, 3, 4, 10, 11, and 12, Township 8 South, Range 3 West, W.M..

**Conclusions of law**

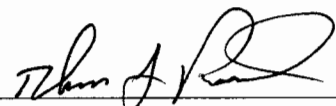
The proposed additional point of diversion in application T-7928 is consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

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

- 1. The additional point of diversion proposed in application T-7928 is approved.

2. Water right certificates 51535, 51735, and 80852, are cancelled.
3. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 51535, 51735, and 80852 and any related decree.
4. The proposed change shall be completed on or before October 1, 2010.
5. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department by October 1, 2011.
6. The quantity of water diverted at the additional point of diversion, together with that diverted at the old points of diversion, shall not exceed the quantity of water lawfully available at the original points of diversion.
7. Prior to diverting water, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
8. The water user shall install and maintain a fish screen or fish by-pass device, as appropriate, at the new point of diversion. The type and plans of the screen or by-pass device must be approved by the Oregon Department of Fish and Wildlife prior to beginning of construction, and shall be installed under the supervision of the Department of Fish and Wildlife. The water user may participate in the Department of Fish and Wildlife's cost-sharing program for installation of screening and by-pass devices in accordance with ORS 540.525.
9. When satisfactory proof of the completed change is received, new certificates confirming the rights transferred will be issued.

Dated at Salem, Oregon this 20<sup>th</sup> day of DECEMBER 2004.

  
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for Phillip C. Ward  
Director

Mailing date: DEC 22 2004