

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

COUNTY OF MARION

IN THE MATTER OF DIMINUTION OF )  
A WATER RIGHT IN THE NAME OF ) ORDER  
STATE OF OREGON )  
DEPARTMENT OF ADMINISTRATIVE SERVICES)

An affidavit was received from MICHAEL MARSH, REPRESENTING DEPARTMENT OF ADMINISTRATIVE SERVICES, STATE OF OREGON, the owners of certain land and the water right appurtenant to it.

Having obtained a more reliable source of water for the primary irrigation of said lands, the affidavit requests that the water right appurtenant to said lands be diminished from primary irrigation to supplemental irrigation.

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for Marion County as evidenced by Certificate 51352. The decree is recorded in the Order Record of the Water Resources Director in Volume 14, at Page 357. The date of priority is 1891.

The right allows the use of MILL CREEK, a tributary of the WILLAMETTE RIVER for IRRIGATION OF 59.8 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.68 cubic foot per second, if available at the authorized point of diversion: SE $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within J HERREN DLC 60, SECTION 18, T. 8S., R.2W., W.M.; 1140 FEET NORTH AND 4850 FEET EAST FROM SW CORNER, SECTION 18, or its equivalent in case of rotation, measured at the point of diversion from the source.

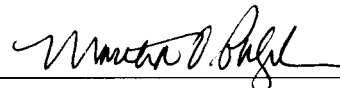
A description of the place of use to which this right is appurtenant is as follows:

17.0 ACRES LOT 4 (NW $\frac{1}{4}$  SE $\frac{1}{4}$ )  
3.2 ACRES NW $\frac{1}{4}$  SE $\frac{1}{4}$   
as projected within J. HERREN DLC 60  
2.0 ACRES LOT 5 (SW $\frac{1}{4}$  SE $\frac{1}{4}$ )  
13.2 ACRES SW $\frac{1}{4}$  SE $\frac{1}{4}$   
as projected within J. HERREN DLC 60  
24.4 ACRES SE $\frac{1}{4}$  SE $\frac{1}{4}$   
as projected within J. HERREN DLC 60  
SECTION 18  
TOWNSHIP 8 SOUTH, RANGE 2 WEST, W.M.

OAR 690-11-200(4) provides "A primary right may, at the request of the owner of the right, be diminished to supplemental status to allow for a new primary application from a more dependable source of water."

Certificate 51352 is cancelled. The water right described by Certificate 51352 is diminished from irrigation to supplemental irrigation. A new certificate shall be issued to reflect the change due to this proceeding.

WITNESS the signature of the Water Resources Director,  
affixed November 7, 1995.



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Martha O. Pagel, Director