

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

COUNTY OF MARION

IN THE MATTER OF DIMINUTION OF )  
A WATER RIGHT IN THE NAME OF ) ORDER  
KENT AND KEVIN DOERFLER )

An affidavit was received from KENT AND KEVIN DOERFLER, 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 a portion of the water right appurtenant to said lands, be diminished from primary irrigation to supplemental irrigation.

The right to be modified, as evidenced by a PORTION of Certificate 33860, was perfected under Permit 27664 with a date of priority of OCTOBER 16, 1961.

The right allows the use of MARION CREEK, a tributary of the NORTH SANTIAM RIVER for IRRIGATION OF 38.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.48 cubic foot per second, if available at the authorized point of diversion: NW¼ SE¼, as projected within PICKARD DLC 58, SECTION 28, T. 9S., R.2W., W.M., 780 FEET SOUTH AND 2160 FEET WEST FROM THE NW CORNER, CHAMNESS DLC 59, 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:

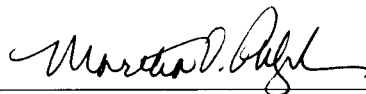
NW¼ SW¼ 19.1 ACRES  
SW¼ SW¼ 14.5 ACRES  
as projected within I. CHAMNESS DLC 59  
SECTION 27  
NW¼ NW¼ 4.4 ACRES  
as projected within I. CHAMNESS DLC 59  
SECTION 34  
TOWNSHIP 9 SOUTH, RANGE 2 WEST, W.M.

The remainder of the water right described by Certificate 33860 is NOT being diminished.

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 33860 is cancelled. That portion of water right Certificate 33860 described herein 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