

5. Cancellation of a Water Right

On February 15, 2005, an Affidavit for the Partial Cancellation of a Water Right Certificate was received from Steven E. Rickman and Kristi L. Rickman, owners of certain lands and the water rights appurtenant to it. A portion of Water Right Certificate 36833 has been abandoned and is requested to be cancelled. The right to be cancelled is as follows:

Certificate: 36833, in the name of JACKSON RANCH, INC. (perfected Permit G-3053)
Use: IRRIGATION of 57.4 ACRES and SUPPLEMENTAL IRRIGATION of 264.07 ACRES
Priority Date: May 2, 1966
Rate: 0.11 CFS from Well #1 and 3.19 CFS from Well # 2
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: TWO WELLS, tributary to POISON CREEK SLOUGH (SILVIES RIVER)

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
23 S	32 E	WM	18	NW NW	1	WELL 1: 4320 FEET SOUTH AND 40 FEET EAST FROM THE NW CORNER OF SECTION 18
23 S	32 E	WM	18	SW SW	4	WELL 2: 410 FEET SOUTH AND 300 FEET EAST FROM THE NW CORNER OF SECTION 18

Authorized Place of Use to be Cancelled:

PRIMARY IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Well No	Prim/Supp
23 S	32 E	WM	18	NE NE		0.60	2	Primary
23 S	32 E	WM	18	SE NE		15.00	2	Primary
23 S	32 E	WM	18	NE NW		16.40	2	Primary
23 S	32 E	WM	18	NW NW	1	17.00	2	Primary
23 S	32 E	WM	18	SE NW		0.90	2	Primary
23 S	32 E	WM	18	NW SW	3	5.40	1	Primary
23 S	32 E	WM	18	NW SW	3	2.10	2	Primary

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Well No	Prim/Supp
23 S	32 E	WM	18	NE NE		40.00	2	Supplemental
23 S	32 E	WM	18	SE NE		25.00	2	Supplemental
23 S	32 E	WM	18	NE NW		25.00	2	Supplemental
23 S	32 E	WM	18	NW NW	1	8.00	2	Supplemental
23 S	32 E	WM	18	SW NW	2	25.00	2	Supplemental
23 S	32 E	WM	18	SE NW		40.00	2	Supplemental
23 S	32 E	WM	18	NE SW		3.70	1	Supplemental
23 S	32 E	WM	18	NE SW		24.97	2	Supplemental
23 S	32 E	WM	18	NW SW	3	15.00	2	Supplemental

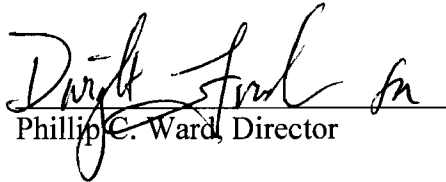
Conclusions of Law

The abandoned portion of Certificate 36883 should be cancelled, and the scrivener's errors in Special Order Volume 66, Pages 156 to 160 should be corrected in the record.

Now, therefore, it is ORDERED:

1. The order entered at Special Order Volume 66, Pages 156 to 160 is modified as set forth in Fact #5 above.
2. All other terms and conditions of the Final Order Approving Change in Place of Use and Point of Diversion recorded at Special Order Volume 66, Pages 156 to 160 remain in full force and effect.
3. Water Right Certificate 81560, reflecting the remaining right after the above cancellation and Transfer Applications T-9712, T-9737 and T-9803, was issued correctly on August 24, 2005. Water Right Certificate 81560 remains in full force and effect.

Dated at Salem, Oregon this 29 day of July 2010.


Phillip C. Ward, Director

Mailing date: JUL 30 2010