

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

LINN COUNTY

IN THE MATTER OF THE DIMINUTION                    )  
OF A WATER RIGHT IN THE NAME OF                )  
AMERICAN CAN COMPANY                            )               O R D E R

On January 27, 1998, J. Edward Henricks, water right examiner for Willamette Industries, Inc., submitted an affidavit that the corporation is the owner of certain lands and the water right appurtenant. The affidavit further states the corporation has abandoned the Calapooia River as a source for this water right and requests that the source be diminished to storage in the reservoir constructed under Permit R-4686 and local runoff and rainfall.

The water right to be diminished is the right described by Certificate 37233, State Record of Water Right Certificates. The water right is for the use of not to exceed 0.1 cubic foot per second of water from the Calapooia River and the reservoir constructed under Permit R-4686 for fire protection.

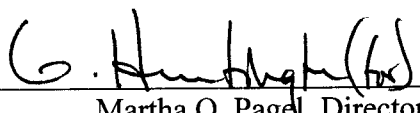
A description of the place of use is as follows:

NW¼ NE¼    as projected within Kirk DLC 37  
NW¼ NE¼    as projected within Walter DLC 51  
NE¼ NW¼    as projected within Walter DLC 51  
                  Section 1  
                  Township 14 South, Range 3 West, WM

NOW THEREFORE, it is ORDERED that the source for Certificate 37233 is diminished to storage in the reservoir constructed under Permit R-4686 and local runoff and rainfall and a confirming certificate be issued to reflect the diminution.

JAN 28 1998

WITNESS the signature of the Water Resources Director, affixed \_\_\_\_\_.

  
\_\_\_\_\_  
Martha O. Pagel, Director