

July 11, 1995

Milton O. Brown  
301 NW Murray Blvd  
Portland, OR 97229

REFERENCE: Transfer 7381

We received an incomplete water right transfer application. The application form was not filled out with sufficient information to file the application. We are returning your application. We will refund the fees as soon as a check can be prepared.

I spoke with Russ Klassen and Kelly Starns to understand what you want to do. It appears that new legislation may make a transfer unnecessary. HB-2184 contains a provision which may allow you to designate one of your rights as the primary right.

If that is the case, you could file an affidavit of diminution for the right from the springs. Such an affidavit would reduce the springs right from primary to supplemental. Then the right from the Nehalem River would be the primary right.

However, we are not yet sure of all the ramifications of this new legislation. I suggest that you wait about six months and then check with me about the proper way to go to accomplish your goal. By then we should have time to understand the affect of this new law. My phone number is 378-8455, extension 275.

Sincerely,

LARRY H. NUNN  
Senior Water Rights Specialist

enclosure

cc: Kelly Starns  
Files 61763 and 49095



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