

**BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON**

In the Matter of a Partial Cancellation of Water )  
 Right Certificates 1711 and 26999, in the names ) **FINAL ORDER**  
 of John Davidson and Kenneth Derrick, Umatilla )  
 County )

**Authority**

ORS 540.621 directs the Commission to enter an order cancelling a water right whenever the owner of a perfected and developed water right certifies that the water right has been abandoned by the owner and the owner desires to cancel the right or portion thereof.

**Findings of Fact**

1. On May 15, 2014, the Department received an affidavit from Daniel Reichow, 6716 110<sup>th</sup> Ave. Ne, Lake Stevens, WA 98258 and Dawn Stephan, 16252 38<sup>th</sup> Ave. NE Lake Forest Park, WA 98258, stating they are authorized agent of the the owners of the land and the appurtenant water right evidenced by Certificates 1711 and 26999.
2. Pursuant to OAR 690-017-0100(2)(a), the Department has determined the Fred and Sheen Reichow Trust are the recorded owners, as established by county deed records, of the water right evidenced by Certificates 1711 and 26999.
3. Certificate 1711 allows for the use of not more than 0.493 cubic foot per second (cfs) from Johnson Creek for irrigation. The date of priority is 1892.
4. Certificate 26999 allows for the use of not more than 0.48 cfs from a well in the Johnson Creek basin for supplemental irrigation. The date of priority is July 2, 1958.
5. The affidavit requests cancellation of 0.013 from certificate 1711 for irrigation and 0.013 cfs from certificate 26999 for supplemental irrigation at the location identified in the table below:

Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot
6 N	35 E	WM	30	SE NE	1.0	201

**Conclusions of Law**

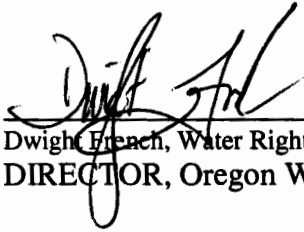
The Director of the Water Resources Department concludes the portion of the right evidenced by Certificates 1711 and 26999 have been abandoned in accordance with the provisions of ORS 540.621 and shall be cancelled.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

**Now, therefore, it is ORDERED:**

1. Certificates 1711 and 26999 are canceled.
2. The Department shall issue new and superseding certificates to describe the remaining portion of the water right NOT cancelled by the provisions of this order.

Dated at Salem, Oregon this 7 day of August, 2014.



\_\_\_\_\_  
Dwight French, Water Right Services Division Administrator, for  
DIRECTOR, Oregon Water Resources Department

**AUG 20 2014**

Mailing date: \_\_\_\_\_