

BEFORE THE STATE ENGINEER OF OREGON

Hood River County

IN THE MATTER OF THE
CANCELATION OF A WATER
RIGHT IN THE NAME OF
T. McILWAIN - - - - -)

O R D E R

Truman V. and Ella Dorzab submitted an affidavit that they are the owners of Lots 9, 10, 11 and 12, Idlewild Addition to the City of Hood River, being approximately 0.4 acre located in the NE¼ SE¼ of Section 26, Township 3 North, Range 10 East, W.M., and the water right appurtenant thereto and that they have abandoned any and all interest in and to said water right except for the irrigation of said Lots 9, 10, 11 and 12.

The water right in question is evidenced by the certificate recorded on page 3941, State Record of Water Right Certificates, and is for the appropriation of not to exceed 1.0 cubic foot per second of the waters of small streams, tributary to the Columbia River, for domestic use, power development and irrigation of 1.5 acres in the NE¼ SE¼ of Section 26, Township 3 North, Range 10 East, W.M., with a priority date of May 26, 1919.

From an examination of the permit confirmed by the certificate in question, application and map accompanying the application, and the map submitted with the proof of appropriation, it appears that the certificate is in error in showing the irrigation of 1.5 acres. The permit lists the irrigation of "about one-half acre" and it, as well as the map submitted, describe the place of use as Lots 9, 10, 11 and 12, Idlewild Addition to the City of Hood River, which comprises 0.4 acre. It is not clear how the error occurred but it appears it may have been a typographical error in the addition of 1 preceeding the one-half acre.

The right for power development has expired and is of no force or effect.

It appears that the certificate recorded on page 3941, State Record of Water Right Certificates, should be canceled and in lieu thereof a certificate be issued correctly describing the right as identified above.

NOW, THEREFORE, it hereby is ORDERED that the certificate recorded on page 3941, State Record of Water Right Certificates, is canceled and in lieu thereof a certificate be issued to Truman V. Dorzab and Ella Dorzab for the appropriation of not to exceed 0.01 cubic foot per second of water from two small streams for irrigation of 0.4 acre, being Lots 9, 10, 11 and 12, Idlewild Addition to the City of Hood River, in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26, Township 3 North, Range 10 East, W.M., with a priority date of May 26, 1919.

Dated at Salem, Oregon this 26th day of May 1965.



CHRIS L. WHEELER
State Engineer