

BEFORE THE STATE ENGINEER OF OREGON

Grant County

IN THE MATTER OF THE)
PARTIAL CANCELATION OF)
A WATER RIGHT IN THE)
NAME OF A. A. YOKOMI - - -)

O R D E R

On March 11, 1963 Charles A. Lowrey submitted a sworn statement that he is the legal owner of a certain water right and of the following described lands to which the right is appurtenant:

Beginning at the northwest corner of Section 21, Township 13 South, Range 29 East; thence east along the section line 1813.53 feet; thence south 4739.85 feet; thence north 88°06' west 169.2 feet; thence north 79°46' west 457.7 feet; thence north 77°28' west 836.7 feet; thence north 85°52' west 376.2 feet to the west boundary line of said Section 21; thence north 4444.23 feet along said section line to the point of beginning;

that he has abandoned any and all interest in said water right appurtenant to the above described property and requests the same to be canceled.

The water right in question is a part of that evidenced by the certificate recorded at Volume 7, page 7258, State Record of Water Rights Certificates, and is for the appropriation of not to exceed 0.11 cubic foot per second of water from Moon Creek, with a date of priority of March 28, 1923, for irrigation of 8.4 acres in the SW¼ SW¼ of Section 21, Township 13 South, Range 29 East, W.M.

That part of the water right evidenced by said certificate for the appropriation of not to exceed 0.43 cubic foot per second of water from Moon Creek, with a date of priority of March 28, 1923, for irrigation of 21.6 acres in the SW¼ SW¼ and 13.0 acres in the SE¼ SW¼ of Section 21, Township 13 South, Range 29 East, W.M. is not in question.

ORS 540.621 provides that: "Whenever the owner of a perfected and developed water right certifies under oath to the State Engineer that the water right has been abandoned by him and that he desires cancelation thereof, the State Engineer shall enter an order canceling the water right".

NOW, THEREFORE, it hereby is ORDERED that the right for the use of not to exceed 0.11 cubic foot per second of water from Moon Creek, with a date of priority of March 28, 1923, for irrigation of 8.4 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21, Township 13 South, Range 29 East, W.M., is canceled.

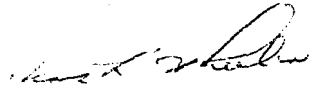
It is FURTHER ORDERED that the certificate recorded at Volume 7, page 7258, State Record of Water Rights Certificates, is canceled and in lieu thereof a new certificate be issued in the name of A. A. Yokom for the appropriation of not to exceed 0.43 cubic foot per second of water from Moon Creek within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 28, Township 13 South, Range 29 East, W.M., with a date of priority of March 28, 1923, for irrigation of 21.6 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 13.0 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21, said township and range.

Dated at Salem, Oregon this 5th day of December 1963.

Noted on records

*App. # 9884
Op. # 7258*

31330



CHRIS L. WHEELER
State Engineer