

BEFORE THE STATE ENGINEER OF OREGON

Union County

IN THE MATTER OF)
THE CANCELATION)
OF WATER RIGHTS)

O R D E R

On March 25, 1968, Clifford and Mildred K. VanBlokland submitted an affidavit that they are the owners of West one-half of SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26 and NW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ lying northwesterly of State Highway No. 82, Section 35, all in Township 2 South, Range 38 East, W.M., and the water rights appurtenant thereto; that they have abandoned any and all interest in and to said water rights and request the same to be canceled.

On June 3, 1968, Fanny P. Branner submitted an affidavit that she is the owner of the East one-half of SW $\frac{1}{4}$, Section 26, Township 2 South, Range 38 East, W.M., and the water right appurtenant thereto; that she has abandoned any and all interest in and to said water right and request the same to be canceled.

The water rights in question are:

(a) As established by Decree of the Circuit Court for Union County in the Determination of the Relative Rights of the Various Claimants to the Use of the Waters of Grande Ronde River, entered August 8, 1925, for the use of not to exceed three acre feet per acre in any irrigation season diverted at a rate of not to exceed one-fortieth of a cubic foot per second per acre of the waters of Grande Ronde River, for irrigation of 30.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, 40.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 30.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26, Township 2 South, Range 38 East, W.M., with a date of priority of 1900, and is evidenced by certificate of water right issued in the name of Garret VanBlokland and recorded at page 6614, Volume 7, State Record of Water Right Certificates;

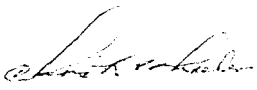
(b) As established by Decree of the Circuit Court for Union County in the Determination of the Relative Rights of the Various Claimants to the Use

of the Waters of Grande Ronde River, entered August 8, 1925, for the use of not to exceed three acre feet per acre in any irrigation season, diverted at a rate of not to exceed one-fortieth of a cubic foot per second per acre of the waters of Grande Ronde River, for irrigation of 20.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, and 40.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 30.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 35, Township 2 South, Range 38 East, W.M., with a date of priority of 1872, and is evidenced by certificate of water right issued in the name of Orodell Ditch Association and recorded at page 6499, Volume 6, State Record of Water Right Certificates.

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 is hereby ORDERED that the right to the use of not to exceed three acre feet per acre during any irrigation season, diverted at a rate of not to exceed one-fortieth of a cubic foot per second per acre of the waters of Grande Ronde River for irrigation of 30.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, 40.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 30.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26, Township 2 South, Range 38 East, W.M., with a date of priority of 1900, as evidenced by certificate of water right recorded at page 6614, Volume 7, State Record of Water Right Certificates, is canceled; and for the use of not to exceed three acre feet per acre during any irrigation season, diverted at the rate of not to exceed one-fortieth of a cubic foot per second per acre of the waters of Grande Ronde River for irrigation of 20.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, and 40.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 30.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 35, Township 2 South, Range 38 East, W.M., with a date of priority of 1872, as evidenced by certificate of water right recorded at page 6499, Volume 6, State Record of Water Right Certificates, is canceled.

Dated at Salem, Oregon, this 7th day of June, 1968.


CHRIS L. WHEELER
State Engineer