

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

KLAMATH COUNTY

IN THE MATTER OF CANCELLATION	)	
OF A WATER RIGHT IN THE NAMES	)	ORDER AMENDING
OF M. AND VERNA SEWALD	)	ORDER

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On October 1, 1982, Elso De Jong submitted an affidavit requesting cancellation of the water right described by the certificate recorded at page 46053, Volume 38, State Record of Water Right Certificates.

On October 19, 1982, an order of the Water Resources Director canceling said water right was entered at page 534, Volume 36, Special Order Record.

On March 3, 1983, aforesaid affiant submitted a notarized statement that the original affidavit was in error; that only that the portion of said water right appurtenant to 5.3 acres in NW 1/4 SW 1/4 and 11.1 acres in SW 1/4 SW 1/4, Section 16, Township 39 South, Range 11 East, WM, was to be cancelled; and requested that the balance of said right be reinstated.

Said Special Order of the Water Resources Director dated October 19, 1982, recorded at page 534, Volume 36, Special Order Record, canceled a right in the names of M. and Verna Sewald for the use of 1.77 cubic feet per second of water from one well, with a date of priority of February 26, 1951, for irrigation of:

5.3 acres NW 1/4 SW 1/4  
 26.0 acres SW 1/4 SW 1/4  
 7.2 acres SE 1/4 SW 1/4  
 4.7 acres SW 1/4 SE 1/4  
 Section 16

38.2 acres NE 1/4 NE 1/4  
 34.5 acres NW 1/4 NE 1/4  
 25.3 acres SE 1/4 NE 1/4  
 Section 21

Township 39 South, Range 11 East, WM

That portion of said water right for irrigation of:

5.3 acres NW 1/4 SW 1/4  
 11.1 acres SW 1/4 SW 1/4  
 Section 16

Township 39 South, Range 11 East, WM

is the portion of the right for which cancellation is requested; the affiant has requested that the balance of said right be reinstated.

NOW, THEREFORE, it hereby is ORDERED that the right for use of 0.20 cubic foot per second from a well for irrigation of:

5.3 acres NW 1/4 SW 1/4  
11.1 acres SW 1/4 SW 1/4  
Section 16  
Township 39 South, Range 11 East, WM

is canceled.

It is FURTHER ORDERED that the right for the use of 1.57 cubic foot per second from said well for irrigation of:

14.9 acres SW 1/4 SW 1/4  
7.2 acres SE 1/4 SW 1/4  
4.7 acres SW 1/4 SE 1/4  
Section 16

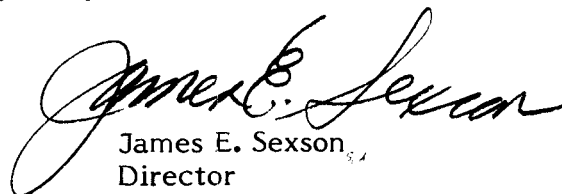
38.2 acres NE 1/4 NE 1/4  
34.5 acres NW 1/4 NE 1/4  
25.3 acres SE 1/4 NE 1/4  
Section 21

Township 39 South, Range 11 East, WM

is reinstated, and the order of the Water Resources Director entered at page 534, Volume 36, Special Order Record, is revoked.

It is FURTHER ORDERED that a new certificate of water right be issued in the names of M. and Verna Sewald covering the right reinstated by this order.

Dated at Salem, Oregon this 20th day of April, 1983.

  
James E. Sexson  
Director

NOTE: The reinstatement of this water right does not confirm the status of the right in regard to the provisions of ORS 550.610 pertaining to forfeiture or abandonment.

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