

BEFORE THE STATE ENGINEER OF OREGON

Washington County

IN THE MATTER OF THE  
CANCELATION OF A WATER  
RIGHT IN THE NAME OF  
ELI W. HOWELL.  
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O R D E R

On March 5, 1974, Melvin E. and Iris R. Howell submitted an affidavit that they are the owners of a water right and the lands to which the right is appurtenant; that they have abandoned any and all interest in and to said water right and request the same to be canceled.

The water right in question is for the use of not to exceed 0.04 cubic foot per second of the waters from Clear Creek for the irrigation of 3.25 acres in N $\frac{1}{4}$  SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 17, Township 1 North, Range 4 West, W.M., with a date of priority of September 27, 1935, and is evidenced by certificate of water right recorded at page 14377, Volume 12, State Record of Water Right Certificates.

That part of the water right evidenced by said certificate for the appropriation of not to exceed 0.08 cubic foot per second of the waters of Clear Creek for irrigation of 5.75 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 17, Township 1 North, Range 4 West, W.M., with a date of priority of September 27, 1935, is not in question.

ORS 540.621 provides: "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 cancellation 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 0.04 cubic foot per second of the waters of Clear Creek for the irrigation of 3.25 acres in N $\frac{1}{4}$  SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 17, Township 1 North, Range 4 West, W.M., with a date of priority of September 27, 1935, is canceled.

Dated at Salem, Oregon this 1st day of April, 1974.



CHRIS L. WHEELER  
State Engineer