

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Malheur County

IN THE MATTER OF THE PARTIAL)
CANCELLATION OF A WATER)
RIGHT IN THE NAME OF)
Winter and Trousdale)

O R D E R


On November 3, 1977, Judge Roy Hirai submitted an affidavit that Malheur County is the owner of a water right and the lands to which the water right is appurtenant; that Malheur County has abandoned any and all interest in and to said water right and request the same be canceled.

The water right in question is a portion of the right evidenced by certificate issued to Winter and Trousdale and recorded at Page 7046, Volume 7, State Records of Water Right Certificates, as established by Decree of Circuit Court for Malheur County entered May 13, 1925 and is for the use of not to exceed 1½ acre feet per acre in any 30-day period prior to June 1st, 1.0 acre foot per acre in any 30-day period after June 1st, of each year, or 3 acre feet per acre during any season, diverted at a rate of not to exceed one-twentieth of a cubic foot of water per second per acre of the waters from the Malheur River, with a date of priority of 1909, for the irrigation of 3.0 acres in the SE¼ NW¼ of Section 32, Township 17 South, Range 47 East, W.M.

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

NOW, THEREFORE, it hereby is ORDERED that the said water right, being a portion of the right evidenced by certificate recorded at Page 7046, Volume 7, State Record of Water Right Certificates, is canceled.

Dated at Salem, Oregon, this 10th day of November, 1977.


James E. Sexson
Director