

BEFORE THE STATE ENGINEER OF OREGON

Jackson County

IN THE MATTER OF)
THE CANCELATION)
OF A WATER RIGHT)

O R D E R

On May 8, 1969, Leo and Gladys L. White submitted an affidavit that they are the owners of the following described lands:

Commencing at the southeast corner of DLC No. 45, Township 36 South, Range 2 West, W.M., thence N. 89°41'50" W. along said claim 800.22 feet; thence N. 0°18'10" E. 30.0 feet to a 5/8" iron pin on the north boundary of Highbanks Road for the true point of beginning; thence N. 0°18'10" E. 368.75 feet to 2 5/8" iron pin; thence N. 76°28'30" W. 90.67 feet; thence S. 0°06'50" E. 389.5 feet to the north boundary of Highbanks Road; thence S. 89°41'50" E. along said road 85.43 feet to the true point of beginning,

and the water right appurtenant thereto, that they have abandoned any and all interest in and to said water right and request the same be canceled.

The water right in question is for the use of not to exceed 0.01 cubic foot per second of the waters of Rogue River for irrigation of 0.7 acre in SW¼ SW¼, Section 15 and 0.1 acre in NW¼ NW¼, Section 22, Township 36 South, Range 2 West, W.M., with a date of priority of November 30, 1914, and is evidenced by certificate of water right issued in the name of W. G. Mayfield and recorded at page 5896, Volume 5, State Record of Water Right Certificates.

That part of the above described water right for the use of not to exceed 1.70 cubic feet per second of the waters of Rogue River for irrigation of:

27.0 acres in NW¼ SW¼
27.3 acres in SW¼ SW¼
Section 15

27.6 acres in NE¼ SE¼
9.9 acres in NW¼ SE¼
2.0 acres in SW¼ SE¼
38.4 acres in SE¼ SE¼
Section 16

2.1 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 21

1.7 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 22

Township 36 South, Range 2 West, W.M.,

with a date of priority of November 30, 1914, as evidenced by certificate of water right recorded at page 3896, Volume 5, State Record of Water Right Certificates, is not in question in this proceeding.

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 cancellation thereof, the State Engineer shall enter an order canceling the water right."

NOW, THEREFORE, it is hereby ORDERED that the right for the use of not to exceed 0.01 cubic foot per second of the waters of Rogue River for irrigation of 0.7 acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15 and 0.1 acre in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 22, Township 36 South, Range 2 West, W.M., with a date of priority of November 30, 1914, as evidenced by certificate of water right recorded at page 3896, Volume 5, State Record of Water Right Certificates, is canceled.

Dated at Salem, Oregon this 13th day of May, 1969.


CHRIS L. WHEELER
State Engineer