

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UNION COUNTY

IN THE MATTER OF CANCELLATION OF AN)
ENTIRE PERFECTED AND DEVELOPED) FINAL ORDER
WATER RIGHT EVIDENCED BY)
CERTIFICATE 61862 IN THE NAME OF)
OREGON STATE PARKS AND RECREATION)
BRANCH)

Authority

ORS 540.621 directs the Commission to enter an order canceling a water right whenever the owner of a perfected and developed water right certifies under oath to the Commission that the water right has been abandoned and the owner desires to cancel the right.

Findings of Fact

1. On December 17, 2007, the Department received an affidavit from Cynthia A. Hutton, an authorized agent for Oregon Parks and Recreation Department, 1295 Main St., Baker City, OR 97814, stating that Oregon Parks and Recreation Department are the owners of lands and the water right appurtenant as evidenced by Certificate 61862, State Record of Water Right Certificates. The affidavit further states the entire water right appurtenant to the property has been abandoned and requests the certificate be canceled.
2. Pursuant to OAR 690-017-002(a), the Department has determined that Oregon Parks and Recreation Department are the recorded owners, of property to which the water right evidenced by Certificate 61862 is appurtenant.
4. Certificate 61862 allows for the use of 0.035 cubic foot per second (cfs) of water from a well in the Grande Ronde River Basin, for irrigation of 2.8 acres. The date of priority is March 6, 1974. The authorized point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
2 S	37 E	WM	31	SW SW	410 FEET NORTH AND 1300 FEET EAST FROM THE SW CORNER OF SECTION 31.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

5. The entirety of the water right evidenced by Certificate 61862 which has been abandoned is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
2 S	37 E	WM	31	SW SW	1.1
2 S	37 E	WM	31	SE SW	1.7

Conclusions of Law

The Director of the Water Resources Department concludes the entire right evidenced by Water Right Certificate 61862 has been abandoned in accordance with the provisions of ORS 540.621 and shall be canceled.

Now, therefore, it is ORDERED:

Certificate 61862 is canceled.

Dated at Salem, Oregon this 26th day of February, 2008.



PM

Phillip C. Ward, Director

Mailing Date: MAR 03 2008