

BEFORE THE STATE ENGINEER OF OREGON

Washington County

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

O R D E R

On August 21, 1968, Remi Coussens and Rose Coussens submitted an affidavit that they are the owners of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 12, Township 1 North, Range 3 West, W.M., and the water right appurtenant thereto; that they have abandoned any and all interest in and to said water right and requests the same be canceled.

The water right in question is for the use of not to exceed 0.09 cubic foot per second of the waters of McKay Creek, tributary of Dairy Creek, for irrigation of 7.2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Hoover D.L.C. 46, Section 12, Township 1 North, Range 3 West, W.M., with a date of priority of April 26, 1963, and is evidenced by certificate of water right recorded at page 34293, Volume 17, State Record of Water Right Certificates.

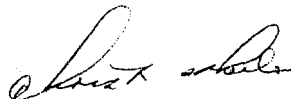
That part of said water right for the use of not to exceed 0.32 cubic foot per second of the waters of McKay Creek, tributary of Dairy Creek, for irrigation of 3.4 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 3.8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, 3.9 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, 5.7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, all as projected within Dobbins D.L.C. 47; and 3.6 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Hoover D.L.C. 46, Section 12; and 5.2 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Hoover D.L.C. 46, Section 13, Township 1 North, Range 3 West, W.M.; and 0.2 acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$ as projected within Hoover D.L.C. 46, Section 7, Township 1 North, Range 2 West, W.M., with a date of priority of April 26, 1963, as evidenced by certificate recorded at page 34293, Volume 17, 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 cancelation 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 0.09 cubic foot per second of the waters of McKay Creek, tributary of Dairy Creek, for the irrigation of 7.2 acres in SE¹/₄ SE¹/₄, as projected within Hoover D.L.C. 46, Section 12, Township 1 North, Range 3 West, W.M., with a date of priority of April 26, 1963, as evidenced by certificate of water right recorded at page 34293, Volume 17, State Record of Water Right Certificates, is canceled.

Dated at Salem, Oregon, this 26th day of August, 1968.



CHRIS L. WHEELER
State Engineer