

BEFORE THE STATE ENGINEER OF OREGON

Jackson County

IN THE MATTER OF THE PARTIAL CANCELATION)
OF A WATER RIGHT IN THE NAME OF JOHN HALL)

O R D E R

On April 9, 1964, David M. and Illa M. Patterson and Earlie Williams Marshall and Margaret Ellene Carlson submitted sworn statements that they are the legal owners of certain water rights and the lands to which the water rights are appurtenant; that they have abandoned any and all interest in and to the said water rights and request the same be canceled.

The water rights in question are a part of that evidenced by the certificate recorded at page 10543, Volume 10, State Record of Water Right Certificates, and are for the appropriation of not to exceed 0.03 cubic foot per second of the waters of Rogue River, with a date of priority of July 5, 1928, for irrigation of 2.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, Township 34 South, Range 1 West, W.M., owned by David M. and Illa M. Patterson, and 0.4 acre in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, said Section 21, owned by Earlie Williams Marshall and Margaret Ellene Carlson.

That part of the water right evidenced by said certificate for the appropriation of not to exceed 0.19 cubic foot per second of water from Rogue River, with a date of priority of July 5, 1928, for irrigation of 4.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 11.6 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, Township 34 South, Range 1 West, W.M., is not in question.

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".

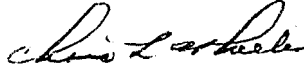
NOW, THEREFORE, it hereby is ORDERED that the right for the use of not to exceed 0.03 cubic foot per second of water from Rogue River, with a date of priority of July 5, 1928, for irrigation of 2.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, Township 34 South, Range 1 West, W.M., owned by David M. and Iilla M. Patterson, and 0.4 acre in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, said Section 21, owned by Earlie Williams Marshall and Margaret Ellene Carlson, is canceled.

Dated at Salem, Oregon, this 11th day of May, 1964.

Noted on records

App. # 12171

Permit # 10543



CHRIS L. WHEELER
State Engineer