

BEFORE THE STATE ENGINEER OF OREGON

Hood River County

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

O R D E R

On May 4, 1973, June 11, 1973, and August 27, 1973, David R. and Violet K. Cooper, Eugie I. Zacha, Cleo I. Bratton, John C. Billodeau, Kenneth R. and Lonnie C. Merz, John W. and Ina S. Lassen, Jerry Routson, Joseph D., Jr., and Barbara Smullin, David R. and Violet Cooper, Paul T. and Thelma V. Stout, Frances D. Rose, Vernon F. and S. V. Fischer, Dale C. and M. Blumenthal, Vernon L. and Beverly J. Shoaf, L. M. Shadley, D. P. and N. M. Walker, Parkdale Grange, Dorothy H. Sato, and Ray Sato submitted affidavits that they are the owners or contract purchasers of a water right and the lands to which the right is appurtenant; that they have abandoned any and all interest in and to the said water right and request the same to be canceled.

The water right in question is for the use of not to exceed one-eighthieth cubic foot per second per acre, or its equivalent in case of rotation, and that the total quantity diverted during the irrigation season shall not exceed three acre-feet per acre, of water from Middle Fork of Middle Fork Hood River (Coe Branch), for irrigation of 106.4 acres, being:

25.2 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$
32.0 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$
7.6 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
20.5 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$
21.1 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 6

Township 1 South, Range 10 East, W.M.,

as established by Decree of the Circuit Court for Hood River County, entered October 24, 1921, in the name of Middle Fork Irrigation Company, now the Middle Fork Irrigation District, with a date of priority of November 19, 1906.
(No certificate issued.)

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 water right for the use of one-eightieth cubic foot per second per acre, or its equivalent in case of rotation, and that the total quantity diverted during the irrigation season shall not exceed three acre-feet per acre, of water from Middle Fork of Middle Fork Hood River (Coe Branch), for irrigation of 106.4 acres, being:

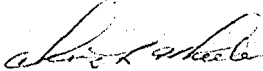
25.2 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$
32.0 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$
7.6 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
20.5 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$
21.1 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 6

Township 1 South, Range 10 East, W.M.,

with a date of priority of November 19, 1906, is canceled.

Dated at Salem, Oregon this 7th day of December, 1973.


CHRIS L. WHEELER
State Engineer