

BEFORE THE STATE ENGINEER OF OREGON

Union County

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

O R D E R

On January 19, 1967, Pearl W. Woodruff submitted an affidavit that she is the owner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 2, Township 4 South, Range 39 East, W.M., and the water right appurtenant thereto; that she has abandoned any and all interest in and to said water right and requests the same to be canceled.

The water right in question is for the use of not to exceed 0.99 cubic foot per second of the waters from Woodruff Well No. 1 for the primary irrigation of 39.0 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 40.0 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 2, Township 4 South, Range 39 East, W.M., with a date of priority of October 7, 1953, and is evidenced by certificate of water right issued in the name of W. H. and Pearl Woodruff and recorded at page 27229, Volume 19, State Record of Water Right Certificates.

That part of the above described water right for the use of not to exceed 2.14 cubic feet per second of the waters of Woodruff Well No. 1 for the supplemental irrigation of 35.2 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, 38.4 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, 37.0 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 38.6 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, 11.2 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 11.5 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 11, and for the use of not to exceed 0.02 cubic foot per second of the waters of Woodruff Well No. 4, for the supplemental irrigation of 1.2 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 1, Township 4 South, Range 39 East, W.M., with a date of priority of October 7, 1953, as evidenced by certificate of water right issued in the name of W. H. and Pearl Woodruff and recorded at page 27229, Volume 19, State Record of Water Right Certificates, 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 is hereby ORDERED that the right to the use of not to exceed 0.99 cubic foot per second of the waters of Woodruff Well No. 1 for the primary irrigation of 39.0 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 40.0 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 2, Township 4 South, Range 39 East, W.M., with a date of priority of October 7, 1953, is canceled.

It is FURTHER ORDERED that certificate of water right issued in the name of W. H. and Pearl Woodruff and recorded at page 27229, Volume 19, State Record of Water Right Certificates, is canceled, and in lieu thereof a certificate be issued to Pearl Woodruff covering that part of the water right not in question which is for the use of not to exceed 2.14 cubic feet per second of the waters of Woodruff Well No. 1 for the supplemental irrigation of 35.2 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, 38.4 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, 37.0 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 38.6 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, 11.2 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 11.5 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 11, and for the use of not to exceed 0.02 cubic foot per second of the waters of Woodruff Well No. 4 for the supplemental irrigation of 1.2 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 1, Township 4 South, Range 39 East, W.M., with a date of priority of October 7, 1953.

Dated at Salem, Oregon, this 1st day of February, 1967.

Complete said certificate

dated 1260 feet

in the SW $\frac{1}{4}$ SW $\frac{1}{4}$

of the filling

not given in case



CHRIS L. WHEELER
State Engineer