

BEFORE THE STATE ENGINEER OF OREGON

Jackson County

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

O R D E R

On December 13, 1967, Lillian F. Hukill submitted an affidavit that she is the owner of the following described lands:

That portion of the East Half of the Southeast quarter of Section 13, lying North of Sterling Creek, in Township 39, South, Range 3 West, W.M., in Jackson County, Oregon;

and the water right appurtenant thereto; that the place of use and area of land irrigated under the right have not changed but that the right as described in the certificate is in error as to both.

The water right in question as described in the certificate is for the use of not to exceed 0.17 cubic foot per second of the waters of Little Applegate River, tributary of Applegate River, for the irrigation of 14.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, Township 39 South, Range 3 West, W.M., with a date of priority of February 28, 1921, and is evidenced by certificate of water right issued in the name of Ansil and Emma Gilson and recorded at page 6117, Volume 6, State Record of Water Right Certificates.

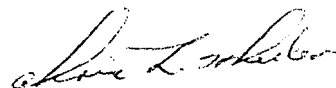
Mr. David C. Hendrix, Watermaster, District 13, has made an investigation of the lands involved and on December 7, 1967 mapped the lands actually developed and irrigated under this right. He reports that the facts appear to be as set forth in the affidavit of Lillian F. Hukill.

It appears from the evidence submitted by Lillian F. Hukill and verified by David C. Hendrix, Watermaster, District 13, that said certificate of water right is in error in the area and the location of the lands irrigated and that a correction certificate should be issued to correctly locate the 10.6 acres that have been irrigated under this water right as follows: 5.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 5.1 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, Township 39 South, Range 3 West, W.M.

NOW, THEREFORE, it is hereby ORDERED that the certificate of water right recorded at page 6117, Volume 6, State Record of Water Right Certificates, is canceled and in lieu thereof a certificate be issued to Lillian F. Hukill, Route 2, Box 20, Jacksonville, Oregon, to correct the location of the lands irrigated, which is for the use of not to exceed 0.13 cubic foot per second of the waters of Little Applegate River, tributary of Applegate River, for the irrigation of 5.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 5.1 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, Township 39 South, Range 3 West, W.M., with a date of priority of February 28, 1921.

Dated at Salem, Oregon, this 28th day of December, 1967.

*see also order
Vol. 16, P. 154*



CHRIS L. WHEELER
State Engineer