

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF CANCELLATION )  
OF A PORTION OF A WATER RIGHT ) O R D E R  
IN THE NAME OF CAROLINE E. ROGERS )

On November 5, 1981, Chester J. Prior and Arthur W. Prior submitted an affidavit that they are the owners of a certain water right and the lands to which the water right is appurtenant; that they have abandoned any and all interest in and to the said water right and request the same be canceled.

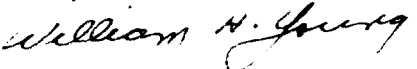
The water right in question was established by Decree of Circuit Court for Umatilla county, entered September 9, 1916, in the Matter of the Determination of the Relative rights to the Use of the Waters of Butter Creek, tabulated in the name of Caroline E. Rogers, at page 272, Volume 1, Order Record of the Water Resources Director, and is a portion of the right described by the certificate recorded at page 2683, Volume 3, State Record of Water Right Certificates, in the name of Caroline E. Rogers. It is for the use of not to exceed 0.47 cubic foot per second of water from Butter Creek, with a date of priority of 1880, for domestic, stock use and irrigation of 28.0 acres SE 1/4 SE 1/4, Section 18, Township 3 North, Range 28 East, WM.

ORS 540.621 provides that: "Whenever the owner of a perfected and developed water right certifies under oath to the Water Resources Commission that the water right has been abandoned by the owner and that the owner desires cancellation thereof, the commission shall enter an order canceling the water right."

NOW, THEREFORE, it hereby is ORDERED that the said water right, being a portion of the right described by the certificate recorded at page 2683, Volume 3, State Record of Water Right Certificates, is canceled.

It is FURTHER ORDERED that the said certificate of water right is canceled, and in lieu thereof a new certificate be issued to describe the balance of water right NOT involved in this proceeding.

Dated at Salem, Oregon, this 17th day of October, 1988.

  
WILLIAM H. YOUNG  
Director

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