

BEFORE THE STATE ENGINEER OF OREGON

Marion County

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

O R D E R

On August 20, 1955 and on January 5, 1966, Frank R. Prow submitted affidavits that he is the legal owner of a water right and the lands to which the right is appurtenant; that he has abandoned all interest in and to said right except for domestic use and requests the remainder to be canceled.

The water right in question is for the use of not to exceed 0.25 cubic foot per second of the waters of Mineral Creek and a small unnamed spring, a tributary of Willamette River, for domestic use and the operation of a hydraulic ram in the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 14, Township 8 South, Range 4 West, W.M., with a date of priority of December 16, 1927, evidenced by certificate of water right issued to John B. Pollock and recorded at page 9709, Volume 9, State Record of Water Right Certificates.

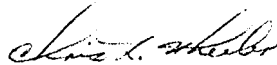
That part of the above described water right for the use of not to exceed 0.01 cubic foot per second of the waters of Mineral Creek for domestic use of one family within the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 14, Township 8 South, Range 4 West, W.M., is not in question.

ORS 510.621 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 cancellation 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 0.24 cubic foot per second of the waters of Mineral Creek and of a small unnamed spring for the operation of a hydraulic ram and for domestic use from the small unnamed spring within the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 14, Township 8 South, Range 4 West, W.M., is canceled.

It is FURTHER ORDERED that certificate of water right recorded at page 9709, Volume 9, State Record of Water Right Certificates, is canceled, and in lieu thereof a certificate be issued to Frank E. Prow covering that part of the water right not in question which is for the use of not to exceed 0.01 cubic foot per second of the waters of Mineral Creek for domestic use of one family in the SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 14, Township 8 South, Range 4 West, W.M., with a date of priority of December 16, 1927.

Dated at Salem, Oregon, this 10th day of February, 1966.



CHRIS L. WHEELER  
State Engineer