

BEFORE THE STATE ENGINEER OF OREGON

Marion County

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

O R D E R

On May 29, 1970, Allen Vibbert submitted an affidavit that he is the owner of a water right and the lands to which the right is appurtenant; that he has abandoned any and all interest in and to the said water right and requests the same to be canceled.

The water right in question is part of that evidenced by the certificate recorded at Volume 22, page 30621, State Record of Water Right Certificates, and is for the appropriation of not to exceed 0.188 cubic foot per second of water from a well, with a priority date of November 15, 1960, for irrigation of 12.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 8.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32, Township 6 South, Range 2 West, W.M.

That part of the water right evidenced by said certificate for the appropriation of not to exceed 0.482 cubic foot per second of water from a well, with a priority date of November 15, 1960, for irrigation of 12.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 19.5 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, and 19.6 acres in Lot 6 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Section 33, Township 6 South, Range 2 West, W.M., is not in question.

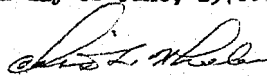
ORS 540.621 provides that: "Whenever the owner of a perfected and developed water right certifies under oath to the State Engineer that the water right has been abandoned by him and that he desires cancellation thereof, the State Engineer shall enter an order canceling the water right."

NOW, THEREFORE, it hereby is ORDERED that the water right for the use of 0.188 cubic foot per second of water from a well with a date of priority of November 15, 1960, for irrigation of 12.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 8.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 32, Township 6 South,

Range 2 West, W.M., is canceled.

It is FURTHER ORDERED that the certificate of water right recorded at Volume 22, page 30621 is canceled and in lieu thereof a new certificate be issued to A. M. Zahare covering that part of the water right not in question which is for the appropriation of not to exceed 0.482 cubic foot per second of water from a well, with a priority date of November 15, 1960, for irrigation of 12.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 19.5 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, and 19.6 acres in Lot 6 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Section 33, Township 6 South, Range 2 West, W.M.

Dated at Salem, Oregon this 4th day of June, 1970.



CHRIS L. WHEELER
State Engineer