

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF CANCELLATION            )  
OF A PORTION OF A WATER RIGHT IN        )  
THE NAME OF BETTY ANNE CRIMINS        )                                    O R D E R

The Water Resources Department (Department) received an affidavit from the owners of lands stating that they have abandoned the water right appurtenant to their land and requesting the cancellation of the certificate. Whenever the owner of a perfected and developed water right abandons the right, an order canceling the right shall be entered. The Water Resources Director has reviewed the affidavit and makes the following disposition of the request:

STATEMENT OF FACTS

The Department received an affidavit from Danny P. Bade. The affidavit states he is the owner of lands and the water right appurtenant as evidenced by a portion of Certificate 31288, State Record of Water Right Certificates. The affidavit further states that the portion of the right appurtenant to his property has been abandoned and requests that portion of the water right be canceled.

Certificate 31288 allows for the use of 0.55 cubic foot per second (cfs) of water from Crimins Well, a tributary of East Branch Mud Creek, for irrigation of 20 acres and supplemental irrigation of 24 acres with a date of priority of August 28, 1961.

The portion of Certificate 31288 which has been abandoned is for the use of 0.15 cfs of water from Crimins Well for irrigation of 12.2 acres within the NE¼ SW¼ of Section 22, Township 6 North, Range 35 East, W.M.

CONCLUSIONS OF LAW

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 (ORS 540.621).

ORDER

IT IS ORDERED that the right described by Certificate 31288, State Record of Water Right Certificates, allowing for the use of 0.15 cfs from Crimins Well for the irrigation of 12.2 acres within the NE¼ SW¼ of Section 22, Township 6 North, Range 35 East, W.M. is canceled and a new certificate of water right describing that portion of the water right not canceled by the provisions of this order be issued.

Dated March 23, 1999.

  
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Martha O. Pagel, Director