

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

GRANT COUNTY

IN THE MATTER OF CANCELLATION OF )  
A PORTION OF A WATER RIGHT IN )  
THE NAME OF PRUDENTIAL LOAN CO. )  
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ORDER

On April 23, 1981, C. David Kline and Jean M. Kline 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.

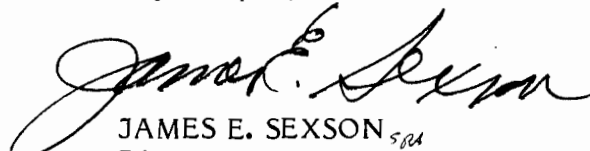
The water right in question was established by Decree of Circuit Court for Grant County, entered November 16, 1956, in the Matter of the Determination of the Relative Rights to the Use of the Waters of John Day River, tabulated at page 584, Volume 15, Order Record of the Water Resources Director, in the name of Prudential Loan Co., and is a portion of the right described by the certificate recorded at page 25712, Volume 18, State Record of Water Right Certificates, in the name of Prudential Loan Co., and is for the use of water from Strawberry Creek, with a date of priority of 1870, for irrigation of a certain 2.2 acres in NW 1/4 SE 1/4 of Section 11, Township 13 South, Range 33 East, WM. Said lands have a supplemental right under Permit 33941, with a date of priority of October 21, 1968.

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

NOW, THEREFORE, it is hereby ORDERED that the said water right, being a portion of the right described by Permit 33941 and by the certificate recorded at page 25712, Volume 12, 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 the water right NOT involved in this proceeding.

Dated at Salem, Oregon, this 24th day of April, 1981.

  
JAMES E. SEXSON<sup>5804</sup>  
Director