

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Malheur County

IN THE MATTER OF CANCELLATION )  
OF A PORTION OF A WATER RIGHT )  
IN THE NAME OF WARMSPRINGS )  
IRRIGATION DISTRICT - - - - - )

O R D E R

On December 18, 1978, Jack D. Pressley submitted an affidavit that he is the owner of a certain water right and the lands to which the water right is appurtenant; that he has abandoned any and all interest in and to the said water right and request the same be canceled.

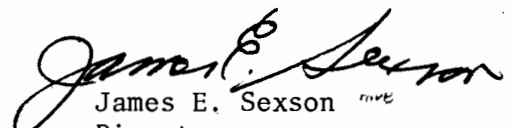
The water right in question was established by Decree of Circuit Court for Malheur County, entered May 13, 1925, in the Matter of the Determination of the Relative Rights to the Use of the Waters of Malheur River, tabulated at Page 287, Volume 8, Order record of the Water Resources Director, in the name of McLaughlin Ditch Company, and is a portion of the right described by the certificate recorded at Page 45535, Volume 38, State Record of Water Right Certificates, in the name of Warm Springs Irrigation District, and is for the use of not to exceed 1½ acre feet per acre in any 30 day period prior to June 1st, 1 acre foot per acre in any 30 day period after June 1st, of each year, or 3 acre feet per acre during any season, diverted at a rate not to exceed one-twentieth of a cubic foot per second per acre, from Malheur River, with a date of priority of March, 1881, for the irrigation of 22.7 acres in SE¼ NE¼, Section 12, Township 19 South, Range 43 East, W. M.

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 hereby is ORDERED that the said water right, being a portion of the right described by the certificate recorded at Page 45535, Volume 38, 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 11th day of January, 1979.

  
James E. Sexson  
Director