

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Baker County

IN THE MATTER OF CANCELLATION)
OF A PORTION OF A WATER RIGHT)
IN THE NAME OF AUGUSTUS B.)
VANDECAR _____)

O R D E R

On November 17, 1978, Elsie O. Vandecar submitted an affidavit that she is the owner of a certain water right and the lands to which the water right is appurtenant; that she 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 Baker County, entered May 4, 1925, in the Matter of the Determination of the Relative Rights to the Use of the Waters of Burnt River, tabulated at Page 217, Volume 8, Order record of the Water Resources Director in the name of Augustus B. Vandecar, and is a portion of the right described by the certificate recorded at Page 6047, Volume 6, State Record of Water Right Certificates, in the name of Augustus B. Vandecar, and is for the use of not to exceed three acre feet per acre of water from Trail Creek, with a date of priority of 1886, for the irrigation of 10.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, and 10.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 11, Township 11 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 6047, Volume 6, 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