

BEFORE THE STATE ENGINEER OF OREGON

Clackamas County

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

O R D E R

On October 20, 1969, Volkmar H. & Hildegard Steinhauser submitted an affidavit that they are the owners of certain described lands, bounded by the abandoned Willamette Valley Southern Railroad on the northeast and by the southeasterly line of Harrison Wright D.L.C. 38, and the water right appurtenant thereto, that they have abandoned any and all interest in and to said water right and request the same be canceled.

The water right in question is for the use of not to exceed 0.33 cubic foot per second of the waters of Molalla River, tributary of Willamette River, for irrigation of:

17.6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
1.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
23.6 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
2.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
8.8 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 29

3.8 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 30

all as projected within Wright D.L.C. 38
Township 4 South, Range 2 East, W.M.,

with a date of priority of March 16, 1926, and is evidenced by certificate of water right issued in the name of W. G. Deardorff and V. C. Doppleb and recorded at page 24598, Volume 17, State Record of Water Right Certificates.

That part of the above described water right for the use of not to exceed 1.67 cubic feet per second of the waters of Molalla River, tributary of Willamette River, for irrigation of:

0.3 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Officer DLC #39
Section 19

6.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Wright DLC #38
 13.8 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Wright DLC #38
 3.8 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Wright DLC #38
 0.3 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Officer DLC #39
 3.6 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Officer DLC #39
 15.4 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Wright DLC #38
 38.6 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Wright DLC #38
 35.1 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within Wright DLC #38
 2.4 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within Wright DLC #38
 14.1 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within Wright DLC #38
 14.4 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Wright DLC #38
 5.3 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Wright DLC #38
 Section 29
 26.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Officer DLC #39
 26.8 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Officer DLC #39
 36.2 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Officer DLC #39
 31.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Officer DLC #39
 1.0 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Officer DLC #39
 3.8 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Officer DLC #39
 2.8 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Officer DLC #39
 5.2 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Officer DLC #39
 Section 30
 0.3 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Wright DLC #38
 4.8 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Wright DLC #38
 Section 32

Township 4 South, Range 2 East, W.M.,

with a priority date of March 16, 1926, as evidenced by certificate recorded at page 24598, Volume 17, State Record of Water Right Certificates, is not in question in this proceeding.

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 is hereby ORDERED that the right to the use of not to exceed 0.33 cubic foot per second of the waters of Molalla River, tributary of Willamette River, for irrigation of:

17.6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
 1.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
 23.6 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
 2.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
 8.8 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
 Section 29

3.8 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
 Section 30

all as projected within Wright D.L.C. 38
 Township 4 South, Range 2 East, W.M.,

with a date of priority of March 16, 1926, is canceled.

6.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Wright DLC #38
 13.8 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Wright DLC #38
 3.8 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Wright DLC #38
 0.3 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Officer DLC #39
 3.6 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Officer DLC #39
 15.4 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Wright DLC #38
 38.6 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Wright DLC #38
 35.1 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within Wright DLC #38
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 14.4 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Wright DLC #38
 5.3 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Wright DLC #38

Section 29

26.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Officer DLC #39
 26.8 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Officer DLC #39
 36.2 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Officer DLC #39
 31.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Officer DLC #39
 1.0 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Officer DLC #39
 3.8 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Officer DLC #39
 2.8 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Officer DLC #39
 5.2 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Officer DLC #39

Section 30

0.3 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Wright DLC #38
 4.8 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Wright DLC #38

Section 32

Township 4 South, Range 2 East, W.M.,

with a priority date of March 16, 1926, as evidenced by certificate recorded at page 24598, Volume 17, State Record of Water Right Certificates, is not in question in this proceeding.

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3.8 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
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