

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Marion County

IN THE MATTER OF CANCELLATION)
OF A PORTION OF A WATER RIGHT)
IN THE NAME OF J. H. MESSER)

O R D E R

On May 16, 1978, Joseph H. Messer and Esther O. Messer 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 is a portion of the right described by the certificate recorded at Page 40035, Volume 32, State Record of Water Right Certificates, in the name of J. H. Messer, and is for the use of not to exceed 0.15 cubic foot per second of water from an unnamed stream, with a date of priority of July 18, 1968, for the irrigation of:


6.1 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
5.7 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 31
Township 5 South, Range 1 West, 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 40035, Volume 32, 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 15th day of June, 1978.


James E. Sexson
Director