

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON  
JACKSON COUNTY

IN THE MATTER OF CANCELLATION )  
OF A PORTION OF A WATER RIGHT )  
IN THE NAME OF JOHNSON BROTHERS )  
IRRIGATION DITCH CO. )  
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O R D E R

On March 1, 1982, Thomas V. A. and Darlene J. Keller of 27301 Highway 62, Trail, Oregon 97541, 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.

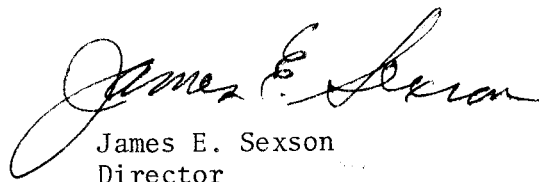
The water right in question was established by Decree of Circuit Court for Jackson County, entered April 26, 1919, in the Matter of the Determination of the Relative Rights to the Use of the Waters of Rogue River, tabulated in the name of Norman T. McDonald, at page 4, Volume 4, Order Record of the Water Resources Director, and is a portion of the right described by the certificate recorded at page 40745, Volume 32, State Record of Water Right Certificates, in the name of Johnson Brothers Irrigation Ditch Co. and is for the use of not to exceed 0.11 cubic foot per second of water from Elk Creek, with a date of priority of 1894, for irrigation of 4.5 acres in the NE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 36, Township 33 South, Range 1 West, WM.

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 the certificate recorded at page 40745, 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 29th day of March, 1982.

  
James E. Sexson  
Director