

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

CROOK COUNTY

IN THE MATTER OF CANCELLATION )  
OF A PORTION OF A WATER RIGHT )  
IN THE NAME OF JOHN O. POWELL )

ORDER

On October 2, 1986, Stuart J. Shelk, Jr., Managing Partner and Agent for Ochoco Lumber Company of Combs Flat Road, Prineville, Oregon 97754, submitted an affidavit that Ochoco Lumber Company is the owner of a certain water right and the lands to which the water right is appurtenant; that Ochoco Lumber Company has abandoned any and all interest in and to the said water right and requests the same be canceled.

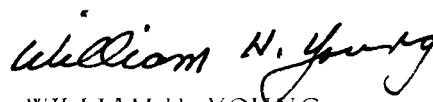
The water right in question was established by Decree of the Circuit Court for Crook County, entered April 13, 1914, in the Matter of the Determination of the Relative Rights to the Use of the Waters of Crooked River, tabulated in the name of John O. Powell, at pages 334 and 452, Volume 1, Order Record of the Water Resources Director, and is a portion of the right described by the certificate recorded at page 644, Volume 1, State Record of Water Right Certificates, in the name of John O. Powell, and is for the use of not to exceed 1.13 cubic feet per second of water from Ochoco Creek, with a date of priority of 1869 and 1872, for irrigation of 15.0 acres in the NW 1/4 NW 1/4, 33.0 acres in the SW 1/4 NW 1/4, 20.0 acres in the NW 1/4 SW 1/4, Section 4, Township 15 South, Range 16 East, WM.

ORS 540.621 provides that: "Whenever the owner of a perfected and developed water right certifies under oath to the Water Resources Commission that the water right has been abandoned by the owner and that the owner desires cancellation thereof, the commission 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 644, Volume 1, 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 1st day of March, 1987.

  
WILLIAM H. YOUNG  
Director

Note: The above order is issued by the Director pursuant to authority delegated by the Water Resources Commission pursuant to ORS 536.025(2).

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