

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON
KLAMATH COUNTY

IN THE MATTER OF CANCELLATION)
OF A PORTION OF A WATER RIGHT)
IN THE NAME OF J.C. EDSALL AND)
T.M. EDSALL)

O R D E R

On February 22, 1984, Martin O. and Delia Melsness of PO Box 41, Bly, Oregon 97622 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.

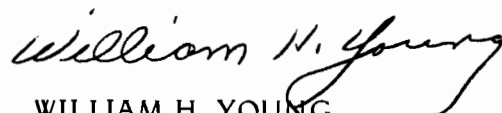
The water right in question was established by Decree of the Circuit Court for Klamath County, entered February 5, 1930; in the Matter of the Determination of the Relative Rights to the Use of the Waters of Sprague River, tabulated in the name of J.C. and T.M. Edsall, at page 287, Volume 10, Order Record of the Water Resources Director, and is a portion of the right described by the certificate recorded at page 40977, Volume 33, State Record of Water Right Certificates, in the name of J.C. Edsall and T.M. Edsall, and is for the use of not to exceed one-fortieth cubic foot per second per acre of water from South Fork of Sprague River, with a date of priority of 1900, for domestic, stock and irrigation of 3.8 acres in the NE 1/4 NE 1/4, Section 3, Township 37 South, Range 14 East, 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 40977, Volume 33, 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 24th day of February, 1984.


WILLIAM H. YOUNG
Director *mvr*

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