

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

CROOK COUNTY

IN THE MATTER OF CANCELLATION OF)
A PORTION OF A WATER RIGHT IN) O R D E R
THE NAME OF MATILDA McCALLISTER)

An affidavit was received from CARL D. UTZINGER and MARILYN M. BALL, the owners of certain land and the water right appurtenant to it. The water right has been abandoned and they request that it be canceled.

The abandoned water right is a portion of the right described by Certificate 978, State Record of Water Right Certificates. The abandoned water right is for the use of 0.081 cubic foot per second from SQUAW CREEK, a tributary of the DESCHUTES RIVER. The date of priority is 1901. The abandoned water right is for IRRIGATION OF 4.1 ACRES.

A description of the place of use of the abandoned right is as follows:

S 1/2 N 1/2 SE 1/4 SW 1/4
SECTION 33
TOWNSHIP 15 SOUTH, RANGE 11 EAST, W.M.

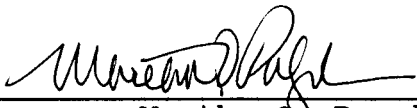
More explicitly described as follows:

LOT 2, DUKE SUBDIVISION; Beginning at the southeast corner of said parcel; thence north 89 degrees 44 minutes 01 second west, along the south line of said parcel, 888.7 feet; thence north 14 minutes 07 seconds west, 166.21 feet; thence south 89 degrees 44 minutes 14 seconds east, 488.74 feet; thence north 14 minutes 07 seconds west, 166.93 feet, to the north line of said parcel; thence south 89 degree 44 minutes 14 seconds east, 400 feet to the northeast corner of said parcel; thence south 14 minutes 07 seconds east, 333.88 feet to the point of beginning. (being tax lot 3102)

ORS 540.621 provides: "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 ORDERED that the portion of the water right described herein is canceled. It is FURTHER ORDERED that Certificate 978 is canceled and a new certificate be issued for that portion of the water right NOT involved in this proceeding.

WITNESS the signature of the Water Resources Director, affixed
JUNE 10, 1993.



Martha O. Pagel

Recorded in Special Order Volume 47, Page 231