

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF CANCELLATION) PC 83-13
OF A WATER RIGHT IN THE NAME)
OF VOLNEY ODEN FOR USE OF WATER) ORDER CANCELING
FROM EVANS CREEK THROUGH THE) WATER RIGHT
VROMAN DITCH)

On February 21, 1984, pursuant to the provisions of ORS 540.631, Carroll A. and Joan Haag were notified as owners of record of certain real property in Section 15 of Township 35 South, Range 4 West, WM, Jackson County, Oregon, of the proposed cancellation of a certain water right appurtenant to said property.

The water right in question is for the appropriation of not to exceed 0.05 cubic foot per second of water from Evans Creek through the Vroman Ditch, under a date of priority of 1902, for domestic, stock and irrigation on a certain 3.0 acres of land in Tax Lot 100, being within the NE 1/4 NE 1/4 of Section 15, Township 35 South, Range 4 West, WM, as described by the certificate issued in the name of Volney Oden and recorded at page 51190, Volume 45, State Record of Water Right Certificates.

Information before the Water Resources Director indicates that the above described water right has been forfeited by failure to make beneficial use of water on said lands under the provisions of the water right in question for a period of five or more successive years of nonuse.

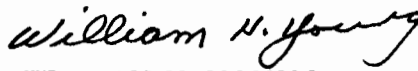
ORS 540.641(1), provides: "If the legal owner or the occupant receiving notice as provided in ORS 540.631 fails to protest cancellation of the water right within the 60-day period prescribed in the notice, the Water Resources Director may enter an order canceling the water right."

No protest has been filed against the proposed cancellation of the water in question.

NOW, THEREFORE, it is ORDERED that the water right in question, described by the certificate recorded at page 51190, Volume 45, State Record of Water Right Certificates, in the names of Volney Oden and the same hereby is canceled.

It is FURTHER ORDERED that the said certificate of water right is canceled.

Dated at Salem, Oregon, this 8th day of May, 1984.


WILLIAM H. YOUNG
Director

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