

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Crook County

IN THE MATTER OF CANCELLATION)
OF A WATER RIGHT IN THE NAME)
OF JOHN T. FAULKNER FOR USE OF)
WATERS OF BEAVER CREEK)

PC 81-9 B

ORDER CANCELING
WATER RIGHT

On July 27, 1981, pursuant to the provisions of ORS 540.631, notice was given to Seven Star Ranch, owner of record of certain real property located within Section 34 of Township 16 South, Range 23 East, WM, and Section 4 of Township 17 South, Range 23 East, WM, Crook County, Oregon, of the proposed cancellation of a certain water right appurtenant to said property. Notice was also given to Edwin D. Harris, Attorney at Law, as attorney for the owner of record.

The water right in question is for the appropriation of not to exceed 0.5 cubic foot per second of water from Beaver Creek under a priority date of 1891, for irrigation of a certain 20 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 20 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 4, Township 17 South, Range 23 East, WM, being a portion of the right allowed in the name of John T. Faulkner by decree of the court in the matter of the Determination of the Relative Rights of the Various Claimants to Use the Waters of Crooked River and Its Tributaries, and described by the certificate recorded at page 558, Volume 1, State Record of Water Right Certificates.

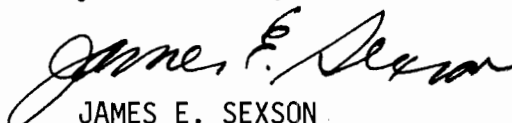
ORS 540.641(1) provides: "If the legal owner or the occupant receiving notice as provided in ORS 540.631 fails to protest the proposed cancellation of the water right within the 60-day period prescribed in the notice, the Water Resources Director may enter an order canceling the water right."

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

NOW, THEREFORE, it is ORDERED that the aforesaid water right in question, being a portion of the right described by the certificate recorded at page 558, Volume 1, State Record of Water Right Certificates, be and the same hereby 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 5th day of October, 1981.


JAMES E. SEXSON
Director