

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

KLAMATH COUNTY

IN THE MATTER OF CANCELLATION)
OF A PORTION OF WATER RIGHT IN)
NAME OF HOWARD H. LIGHTNER)

ORDER


On January 9, 1997, Ray F. And Denise Y. Moss of HC 63, Box 319, Spray, Oregon 97624, submitted an affidavit that they are the owners of certain land and a water right. The affidavit further states the water right has been abandoned and authorizes the cancellation of the portion of certificate appurtenant to their land.

The abandoned water right is described by a portion of Certificate 44400, State Record of Water Right Certificates. The abandoned water right is for the use of 0.4 cubic foot per second (cfs) for the irrigation of 31.9 acres within the SE 1/4, Section 31, Township 30 South, Range 8 East, WM, from two wells in the Cow Creek Basin. The date of priority is August 3, 1966.

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."

IT IS ORDERED that the right described by Certificate 44400 allowing for the use of 0.4 cfs of water from two wells in the Cow Creek Basin with a priority of August 3, 1966, for the irrigation of 31.9 acres, State Record of Water Right Certificates is canceled and a new certificate of water right describing that portion of the water right not canceled by the provisions of this order be issued.

Dated in Salem, this 2nd day of February, 1997.



Martha O. Pagel, Director
Water Resources Department