

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON
DESCHUTES COUNTY

IN THE MATTER OF CANCELLATION OF A)
PORTION OF A WATER RIGHT IN THE NAME)
OF SQUAW CREEK IRRIGATION DISTRICT)

O R D E R

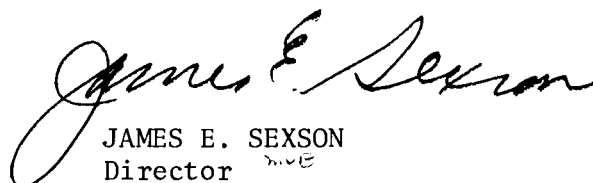
On March 31, 1981, Sam and Betty Phipps submitted an affidavit that they are the owners of a certain water right and the lands to which the water right is appurtenant; that they have abandoned any and all interest in and to the said water right and request the same be canceled.

The water right in question was established by Decree of Circuit Court for Deschutes County, entered May 1, 1911 and September 19, 1914 in the Matter of the Determination of the Relative Rights of the Use of the Waters of Squaw Creek, tabulated in the name of T.J. Fryrear at page 126, Volume 1, Order Record of the Water Resources Director. The water right being a portion of the right described by the certificate recorded at page 302C, Volume 1, State Record of Water Right Certificates, in the name of Squaw Creek Irrigation Company, as being for the use of not to exceed 0.26 cubic foot per second of water from Squaw Creek, with a date of priority of November 1904, for the irrigation of 13.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 30, Township 14 South, Range 11 East, W.M., which right was modified under the provision of the order of the State Engineer dated September 11, 1930 approving transfer application S-3 which changed the place of use from the above described lands to the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 4, Township 15 South, Range 11 East, W.M.

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 302C, Volume 1, State Record of Water Right Certificates as modified by the provisions of an order of the State Engineer entered September 11, 1930, approving transfer application No. S-3, is canceled.

Dated at Salem, Oregon, this 3rd day of April, 1981.


JAMES E. SEXSON
Director