

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

WASCO COUNTY

IN THE MATTER OF CANCELLATION)
OF A WATER RIGHT IN THE NAME)
OF ESTATE OF L.E. BENEDICT)
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O R D E R

On November 27, 1981, Walter M. Fargher submitted an affidavit that he is the owner of a certain water right and the lands to which the water right is appurtenant; that he has abandoned any and all interest in and to the said water right and requests the same be canceled.

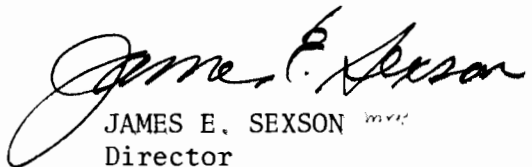
The water right in question was established by Decree of Circuit Court for Wasco County, entered March 19, 1924, in the Matter of the Determination of the Relative Rights to the Use of the Waters of Fifteen Mile Creek, tabulated in the name of Estate of L.E. Benedict, at page 420, Volume 7, Order Record of the Water Resources Director, and is described by the certificate recorded at page 5601, Volume 6, State Record of Water Right Certificates, in the name of Estate of L.E. Benedict, and is for the use of not to exceed three acre feet per acre during any irrigation season of the waters of Fifteen Mile Creek, with a date of priority of 1890, for the irrigation of 4.1 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34, Township 1 South, Range 13 East, WM.

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, described by the certificate recorded at page 5601, Volume 6, State Record of Water Right Certificates, is canceled.

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

Dated at Salem, Oregon, this 2nd day of December, 1981.


JAMES E. SEXSON *mrs*
Director