

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JOSEPHINE COUNTY

IN THE MATTER OF CANCELLATION )  
OF A WATER RIGHT IN THE NAME )  
OF C. A. TRUMBLY )  
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ORDER CANCELING  
WATER RIGHT

On December 13, 1978, pursuant to ORS 540.631, notice was given to Mary Joan Milleman, to Robert D. Huddleston, and to E. Gene Oliver and Helen B. Oliver, as owner of record, contract purchaser or occupant of certain real property located within Section 35, Township 37 South, Range 5 West, W.M. (Tax Lots 800 and 801), Josephine County, Oregon, of the proposed cancellation of a certain water right appurtenant to said property.

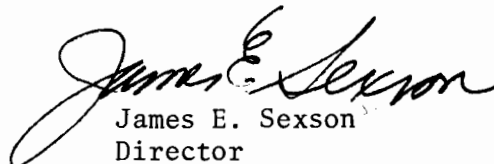
The water right in question is for the appropriation of not to exceed 0.05 cubic foot per second of water from Applegate River, with a priority date of February, 1892, for irrigation of a certain 0.23 acre in SE $\frac{1}{4}$  NW $\frac{1}{4}$  and 2.30 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$  of said Section 35, being a portion of the right described by the certificate issued in the name of C. A. Trumbly and recorded at page 37492, Volume 29, 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."

None of the above named parties has filed a protest against the proposed cancellation of the water right in question.

NOW, THEREFORE, it is ORDERED that the above described water right in question be, and the same hereby is, canceled.

Dated at Salem, Oregon this 26th day of February, 1979.

  
James E. Sexson  
Director