

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

MARION COUNTY

IN THE MATTER OF AMENDING THE )  
ORDER OF CANCELLATION OF CERTAIN )  
PERMITS TO APPROPRIATE WATER UNDER )  
THE PROVISIONS OF ORS 537.260 )

O R D E R

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On December 31, 1987 the Special Order entered at volume 41, page 656 canceled certain permits because the time within which the appropriations should have been perfected expired. The owners of such permits failed or refused within the period of three months thereafter to submit proof of the completion of such appropriations as required by ORS 537.260. Notices were addressed to each of the owners of said permits by certified mail in accordance with the provisions of ORS 537.260 and ORS 174.160. The owners of such permits failed or refused to submit proof of the completion of the appropriations under the terms and conditions of their respective permits, although the sixty-day time limit allowed in such notices has elapsed.

On January 20, 1988 each party having a permit being canceled by the above referenced Special Order was notified by postal card that their respective permits were canceled.

An order of the Director is final after 60 days has passed from the date the order was entered. If the Director is petitioned within said 60 day period, all or a portion of said order may be reconsidered. The order may be amended if a request to reconsider is timely filed.

On February 9, 1988 a request to reconsider was received from John Hannah, the owner of Permit 48292. The request was timely and showed cause why the permit should not have been canceled. The permit allowed the use of water for irrigation and domestic use. Mr. Hannah has submitted information that indicates the domestic use was completed within the terms of the permit. The irrigation allowed by the permit is still in question.

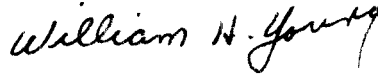
On February 11, 1988 a request to reconsider was received from Bonnie Hilliard owner of Permit G-10255. The request was timely and showed cause why the permit should not have been canceled. The permit allowed the use of water for irrigation. Ms. Hilliard has submitted information that indicates that the use as proposed was completed within the terms of the permit.

The Special Order entered December 31, 1987 at volume 41, page 656 should be amended to delete the following permits from said order:

NAME	APPLICATION NO.	PERMIT NO.
Bonnie Hilliard	G-11121	G-10255
John Hannah	67359	48292

NOW, THEREFORE, it hereby is ORDERED that said order be amended to delete reference to said permits. The said permits shall be considered as being restored to the status they enjoyed immediately prior to entry of the order on December 31, 1987.

Date at Salem Oregon this 31st day of March, 1988



WILLIAM H. YOUNG  
Director

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