

Oregon Department of Water Resources

In the Matter of a Request for)
Reconsideration of Certificate of)
Water Right Number 89718)

Final Order in Other than a
Contested Case

On January 23, 2015, the Water Resources Department issued a Final Order in other than a Contested Case described as Certificate of Water Right Number 89718. The Certificate described the extent of use of water, to the satisfaction of the Department, perfected under the terms of Permit G-12530.

The Department is reconsidering the issuance of the above referenced certificate on its own initiative because the water user has made it clear, by providing additional information that additional lands were irrigated within the terms and conditions of the permit.

FINDING OF FACT

1. Water Right Certificate 89718 was dated, issued, and mailed on January 23, 2015. Water Right Certificate 89718 is a Final Order in Other than a Contested Case.
2. The water right holder submitted a request for reconsideration on February 9, 2015. The request included information identifying additional acres that were irrigated during the terms of the permit, but were omitted form the Claim of Beneficial Use and Certificate 89718.
3. Within 60 calendar days after the date of the order, the agency may, on its own initiative, reconsider the final order.

ULTIMATE FINDINGS OF FACT

Water Right Certificate Number 89718 is a Final Order in Other than a Contested Case. Within 60 calendar days after the date of the order, the agency may, on its own initiative, reconsider the final order.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-0080 and OAR 690-01-005 you may either petition for judicial review petition the Director for reconsideration of this order.

CONCLUSIONS OF LAW

Oregon Administrative Rule 137-004-0080 allows the Department to file Requests for Reconsideration of Final Orders in Other than Contested Case and to grant reconsideration of the Final Order.

ORDER

The Department hereby reconsiders and withdraws Final Order Water Right Certificate Number 89718. Final Order Certificate Number 89718 is of no force or effect.

Dated this March 3, 2015.



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department