

**BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON**

In the Matter of Transfer Application            )           ORDER REVERTING A POINT OF  
T-12525, Clackamas County                    )           APPROPRIATION

ASOS 1 E YAM

**Authority**

Oregon Administrative Rule (OAR) 690-380-6010(6) provides that a point of diversion or appropriation shall revert to the last authorized point of diversion or appropriation if the changes authorized under a transfer are not completed.

**Applicant**

DITCHEN BERRY FARM LLC  
9712 NUSOM RD  
SILVERTON, OR 97381

**Findings of Fact**

ASOS 1 E YAM

1. On November 26, 2016, DITCHEN BERRY FARM, LLC, filed an application for an additional point of appropriation under Certificate 91580. The Department assigned the application number T-12525.
2. On June 28, 2018, the Water Resources Department issued an order approving the proposed additional point of appropriation. The order was recorded in Special Order Volume 108, Pages 730-732.
3. On May 9, 2024, Will McGill, agent for applicant Keith Ditchen, notified the Department that the change authorized under T-12525 would not be completed and requested that the authorized additional point of appropriation revert back to the original point of appropriation.

**Conclusion of Law**

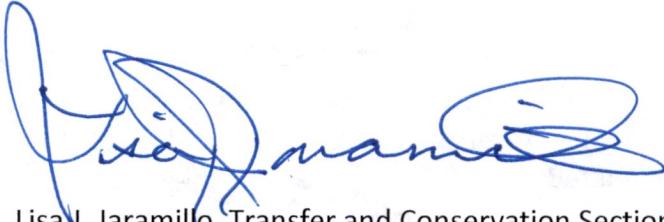
The reversion of the additional point of appropriation approved by Transfer Application T-12525 to the point of appropriation authorized under the water right prior to Transfer Application T-12525, is consistent with OAR 690-380-6010(6). A superseding certificate for the right affected by the transfer shall be issued.

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, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

**Now, therefore, it is ORDERED:**

1. The additional point of appropriation authorized under Transfer Application T-12525 for the right described by Certificate 91580 is reverted to the point of appropriation authorized under the water right prior to the transfer.
2. A superseding certificate shall be issued to describe the water right reverted.

Dated in Salem, Oregon on **MAY 30 2024**



Lisa J. Jaramillo, Transfer and Conservation Section Manager for  
DOUGLAS E. WOODCOCK, ACTING DIRECTOR,  
Oregon Water Resources Department

Mailing date: **MAY 31 2024**