# BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

In the Matter of Transfer Application T-6754, Morrow County	)	ORDER REVERTING POINT OF DIVERSION
	) ,	

#### **Authority**

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**

## **Findings of Fact**

- 1. On June 15, 1992, Malcom Fred Hoskins and Etal. (John Griffith, Wranglers Riding Club, Dan Snedden, Oregon Department of Fish and Wildlife, and Willow Creek Country Club) filed an application for additional points of diversion for a portion of Certificate 170. The Department assigned the application number T-6754.
- 2. On November 21, 2001, the Water Resources Department issued an order approving the proposed additional points diversion. The order was recorded in Special Order Volume 55, Page 1212.
- 3. On June 23, 2003 and October 3, 2003, Claims of Beneficial Use (Claims) were submitted for portions of the transfer. A Claim was not submitted for the Snedden portion of the transfer.

#### **Conclusion of Law:**

The reversion of the point of diversion authorized under Transfer Application T-6754 to the point of diversion authorized under the water right prior to Transfer Application T-6754 is consistent with OAR 690-380-6010(6). A superseding certificate for the portion of 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 point of diversion authorized under Transfer Application T-6754 for a portion of the right described by Certificate 170 is reverted to the point of diversion authorized under the water right prior to the transfer.
- 2. A superseding certificate shall be issued to describe that portion of Certificate 170 approved for an additional point of diversion by Transfer Application T-6754, for which the change was not made.
- 3. All other terms and conditions of Special Order Vol. 55, pages 1212 remain unchanged.

Issued

JAN 1 1 2023

Dwight French

Water Right Services Division Administrator, for

Douglas E. Woodcock, Acting Director

Oregon Water Resources Department