

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

In the Matter of Allocation of Conserved Water Applications CW-71, CW-77, CW-78, CW-82, and CW-83, Deschutes County)
) FINAL ORDER CORRECTING
) INSTREAM CERTIFICATES
)

Findings of Fact

1. The Department issued the following instream water right certificates on Whychus Creek:

CW	Certificate	Date of Issuance	CW	Certificate	Date of Issuance
82	90284	6/12/2014	71	89836	2/24/2015
82	90288	6/12/2014	71	89837	2/24/2015
82	90289	6/12/2014	71	89838	2/24/2015
77	89508	9/15/2014	71	89839	2/24/2015
71	89830	2/24/2015	71	89840	2/24/2015
71	89831	2/24/2015	71	89841	2/24/2015
71	89832	2/24/2015	71	89842	2/24/2015
71	89833	2/24/2015	71	89843	2/24/2015
71	89834	2/24/2015	83	90233	4/28/2015
71	89835	2/24/2015	78	90343	5/21/2015

2. The Certificates listed above contain an error in the relationship between the instream water right and existing and future instream water rights.
3. The language on the instream certificates listed above shall be as follows:

The instream right created shall be additive to any instream water rights established pursuant to ORS 537.341, 537.346, 537.348 or 537.470 from the authorized point of diversion to River Mile 19.5 for the period of March 1 through September 14. For the period of September 15 to October 31, the instream right created shall replace a portion of any instream water right created pursuant to ORS 537.341 or 537.346, and shall be additive to any instream water right created pursuant to ORS 537.348 or 537.470 from the authorized point of diversion to River Mile 19.5.

This is an 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 183.482(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.

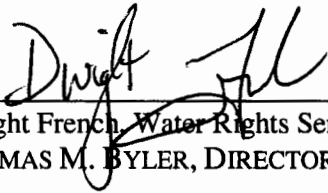
The instream right created shall replace a portion of any instream water right established pursuant to ORS 537.341 and 537.346, and shall be additive to any instream water right established pursuant to 537.348 and 537.470 from River Mile 19.5 to the mouth of Whychus Creek.

4. All other terms and conditions of the certificates listed above shall remain the same.

Now, therefore, it is ORDERED:

New instream certificates shall be issued and shall include the language listed in Finding of Fact #3 above.

Dated at Salem, Oregon this 18 day of June, 2015.



Dwight French, Water Rights Services Administrator for
THOMAS M. BYLER, DIRECTOR