

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

In the Matter of Temporary Transfer) ORDER TERMINATING A
T-13187, Yamhill County, Oregon) TEMPORARY TRANSFER

Authority

OAR 690-380-8002(3) and 690-380-8004(7) provide that the uses authorized under a temporary transfer revert to the terms and conditions of the originating water right on the written request of the applicant.

Applicant

KAUER FAMILY FARMS
C/O DAVE KAUER
7325 SE AMITY DAYTON HWY
AMITY, OR 97101

Findings of Fact

1. On May 23, 2019, KAUER FAMILY FARMS, C/O DAVE KAUER, filed an application to temporarily change the place of use and to add an additional point of diversion to serve the proposed place of use under Certificate 40065 for a period of 5 years. The Department assigned the application number T-13187.
2. On January 3, 2020, the Water Resources Department issued an order approving Temporary Transfer Application T-13187. The order was recorded in Special Order Volume 114, Pages 718-721.
3. Under the order, the water right would revert to the authorized place of use at the end of the 2023 irrigation season.
4. The most recent use of water at the place of use authorized under the temporary transfer was during the 2019 irrigation season.
5. On March 3, 2020, KAUER FAMILY FARMS, C/O DAVE KAUER, the applicant, submitted a written request via email, requesting Temporary Transfer T-13187 be voluntarily terminated.

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:

Temporary Transfer T-13187 is terminated. The use shall revert to the place of use authorized under Certificate 40065. Water may not be used at the authorized place of use during the same season in which water was used under the Temporary Transfer.

Dated in Salem, Oregon on **MAR 25 2020**



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

Mailing date: **MAR 26 2020**