

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

In the Matter of Transfer Application) WITHDRAWAL OF
T-10643, Yamhill County) PRELIMINARY DETERMINATION

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

JULIE DEAN
32020 WEST VALLEY HWY
SHERIDAN OR 97378

Findings of Fact

1. On June 9, 2008, JULIE DEAN filed an application to change the point of diversion, additional points of diversion, change the place of use and to change the character of use under Certificates 23254, 49958 and 43096. The Department assigned the application number T-10643.
2. On October 7, 2011, the Department issued a Preliminary Determination proposing to deny Transfer Application T-10643 because portions of the rights proposed for transfer under Certificates 49958 and 23254 were not subject to transfer.
3. On May 3, 2012, the Department received a request from the applicant to withdraw the Preliminary Determination issued on October 7, 2011, so that the applicant could modify the transfer to omit Certificates 49958 and 23254 that were not subject to transfer, and then proceed to transfer Certificate 43096, which is subject to transfer.


Department's Action:

The Preliminary Determination issued for Transfer Application T-10643, in the name of Julie Dean, is withdrawn and of no further force or effect.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order 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 137-004-080 and OAR 690-01-005, you may either 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.

Dated at Salem, Oregon this 7 day of May, 2012.


Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR

Mailing Date: MAY 10 2012