

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

In the Matter of Transfer Application)	ORDER REVERTING AN
T-12205, Umatilla County)	ADDITIONAL POINT OF
)	APPROPRIATION

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

CAYUSE VINEYARDS, LLC
PO BOX 1602
WALLA WALLA, WA 99362

Findings of Fact

1. On November 23, 2015, Cayuse Vineyards, LLC filed an application for an additional point of appropriation under Certificate 85956. The Department assigned the application number T-12205.
2. On May 5, 2016, the Water Resources Department issued an order approving the proposed additional point of appropriation. The order was recorded in Special Order Volume 100, Pages 415-417.
3. On January 16, 2017, John Warinner, on behalf of the applicant Cayuse Vineyards, LLC, notified the Department that the change authorized under T-12205 would not be completed and requested that the additional point of appropriation revert back to the original point of appropriation.

Conclusion of Law

The reversion of the additional point of appropriation authorized under Transfer Application T-12205 to the point of appropriation authorized under the water right prior to Transfer Application T-12205, 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-12205 for the right described by Certificate 85956 is reverted to the point of appropriation authorized under this water right prior to the transfer.
2. A superseding certificate shall be issued to describe the water right reverted.

Dated at Salem, Oregon this 6 day of March, 2017.



Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

Mailing date: MAR 13 2017