

BEFORE THE OREGON WATER RESOURCES DEPARTMENT

IN THE MATTER OF THE CANCELLATION)
OF PERMIT G-13037 TO APPROPRIATE) FINAL ORDER
WATER UNDER THE PROVISIONS OF ORS)
537.260)

Background

On December 1, 2003, the Water Resources Department issued a special order, Special Order Volume 58 - Page 226, cancelling permit G-13037. The Department has determined that the order has not been served. The Department has identified the mailing address for the land owner whose property underlies permit G-13037 and is now serving the order.

Findings of Fact

The time within which the appropriations under permit G-13037 should have been perfected expired on October 1, 1999. A Claim of Beneficial Use was to have been submitted by October 1, 2000.

The Department mailed notice to the owner of permit G-13037 by certified mail in accordance with the provisions of ORS 537.260 and ORS 174.160 on June 20, 2002.

The owner of permit G-13037 failed or refused to submit proof of the completion of the appropriations under the terms and conditions of their respective permit(s)..


Conclusions of Law

Proof of appropriation of water under the terms and conditions of the permit listed has not been made to the satisfaction of the Water Resources Director as required under ORS 537.260.

Order

Permit G-13037 (Application G-12888) is hereby cancelled.

Dated at Salem, Oregon this 29 day of March, 2007.


Phillip C. Ward
Director

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This is a final order in other than 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 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.