

Oregon Department of Water Resources

In the Matter of Reconsideration )  
For Three Certificates Confirming )  
Changes in Place of Use and Point ) Final Order in Other than a  
Of Diversion Under T-7671 ) Contested Case

On April 18, 2016, the Water Resources Department issued Confirming Certificates, in other than a Contested Case, described as Certificate of Water Right numbered 91242, 91243, and 91245. The Certificates described the extent of use of water, to the satisfaction of the Department, perfected under the terms of Transfer Order T-7671.

The Department is reconsidering the issuance of the above referenced certificates on its own initiative because of an error in the names of the water right holders, in which the certificates were issued to.

**FINDING OF FACT**

1. Water Right Certificates 91242, 91243, and 91245 were dated, issued, and mailed on April 18, 2016.
2. Water Right Certificates 91242, 91243, and 91245 are a Final Order in Other than a Contested Case.
3. Water Right Certificates 91242, 91243, and 91245 were issued in the names of David and Glendene Douglas.
4. The original Certificates, Certificates 2982, 3180, and 4930, were issued to Clearwater Ditch Company, West Side Irrigation and Water Ditch Company, and the Minam Lake Reservoir Company respectively.
5. It is the Department's practice to issue confirming certificates in the name of the water provider unless directly ordered in the transfer final order to issue the confirming certificate in a different name.
6. Within 60 calendar days after the date of the order, the agency may, on its own initiative, reconsider the final order.

**ULTIMATE FINDINGS OF FACT**

Water Right Certificates numbered 91242, 91243, and 91245 are a Final Order in Other than a Contested Case. Within 60 calendar days after the date of the order, the agency may, on its own initiative, reconsider the final order.

CONCLUSIONS OF LAW

Oregon Administrative Rule 137-004-0080 allows the Department to file Requests for Reconsideration of Final Orders in Other than Contested Case and to grant reconsideration of the Final Order.

ORDER

The Department hereby reconsiders and withdraws Confirming Water Right Certificates numbered 91242, 91243, and 91245. Confirming Certificates numbered 91242, 91243, and 91245 is of no force or effect.

Dated this MAY 17, 2016.



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