BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

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In the Matter of Transfer Application)	FINAL ORDER WITHDRAWING
T-12987, Union County, Oregon)	AN APPLICATION FOR AN ADDITIONAL
)	POINT OF DIVERSION, CHANGES IN
	$(c)_{r,\alpha}$	PLACES OF USE AND CHARACTERS OF USE
	1202 (: 4 <u>-</u> 1/

Authority

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.

SEP 15 2021

Applicant

MICHAEL RYSAVY GRANDE HOT SPRINGS 65182 HOT LAKE LANE LA GRANDE, OR 97850

Findings of Fact

- 1. Transfer Application T-12987, in the name of MICHAEL RYSAVY, GRANDE HOT SPRINGS, was filed on July 25, 2018, to change the place of use and character of use under Certificate 34636, and for an additional point of diversion and to change the place of use under Certificate 92277.
- 2. On May 13, 2021, the Department contacted the applicant by written correspondence to notify the applicant and the applicant's agent of deficiencies in the application. Most notably, the applicant was proposing to transfer acres that were identified as being covered by roads and buildings and have been in place for more than 5 years, indicating that water could not have been beneficially used for the purpose of irrigation. Therefore, these areas are not subject to transfer. The Department requested that the deficiencies be resolved by June 28, 2021.
- 3. On May 25, 2021, the applicant's agent requested for additional time to resolve the deficiencies. The Department requested that the deficiencies be resolved by August 31, 2021.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, 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.

4. On August 23, 2021, Nancy Rorick, agent for the applicant, submitted a written request on behalf of the applicant asking that transfer application T-12987 be withdrawn.

Now, therefore, it is ORDERED:

Transfer Application T-12987, in the name of MICHAEL RYSAVY, GRANDE HOT SPRINGS, is withdrawn and is of no further force or effect.

Dated at Salem, Oregon this SEP 1 4 2021

Lisa J Jaramillo Transfer and Conservation Section Manager, for

THOMAS M. BYLER, DIRECTOR

Oregon Water Resources Department

Mailing date: SEP 1 5 2021