

Oregon Department of Water Resources

In the Matter Cancellation of)	
Certificate of Water Right)	Final Order in Other than a
83423)	Contested Case

On June 29, 2007, the Water Resources Department issued two certificates of Water Rights Numbered 83421 and 83423. The Certificates described the extent of water use perfected, to the satisfaction of the Department, under the terms of the portion of Transfer 9275, originally described under certificate 80594. Certificate 83423 duplicates Certificate 83421.

The Department is cancelling the duplicate certificate; Certificate 83423.

FINDING OF FACT

1. Certificate 83421 was dated, issued and mailed to Craig Coleman on June 29, 2007. Certificate 83421 was issued to confirm the change in place of use allowed by the portion of Transfer 9275 involving Certificate 80594. Certificate 83421 is a Final Order in Other than a Contest Case.
2. Certificate 83423 was dated, issued and mailed to Craig Coleman on June 29, 2007. Certificate 83423 was issued to confirm the change in place of use allowed by the portion of Transfer 9275 involving Certificate 80594. Certificate 83423 is a Final Order in Other than a Contest Case.
3. Certificate 83423 was issued in error and should be cancelled.
4. 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

Certificate 83423 was issued in error.

Water Right Certificate Number 83423 is a Final Order in Other than a Contested Case. OAR 137-004-0080(5) allows the agency to reconsider the final order within 60 calendar days after the date of the order.

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 and OAR 690-01-005 you may either petition for judicial review petition the Director for reconsideration of this order.

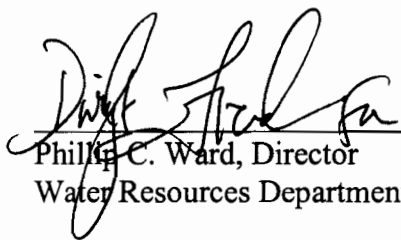
CONCLUSIONS OF LAW

Oregon Administrative Rule 137-004-0080 allows the Department to reconsider a Final Order on its own initiative.

ORDER

The Department hereby cancels Final Order Water Right Certificate Number 83423 in the name of Craig Coleman. Certificate Number 83423 is of no further force or effect.

Dated this 18th day of July 2007.



Phillip C. Ward, Director
Water Resources Department