

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

In the Matter of Transfer Application) CORRECTING ORDER
T-14193, Jackson County)

Applicant

GARY AND KENDRA WEST
PO BOX 2231
WHITE CITY, OR 97503

Findings of Fact

1. On November 21, 2023, the Department issued an order approving Transfer Application T-14193, involving Certificate 87044. The order was recorded at Special Order Volume 129, Page 427.
2. On November 27, 2023, the Department identified a scrivener’s error in omission of the rate and duty paragraph as described in Certificate 87044:

“The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.”

3. The Department also determined that confirming Certificate 97484 incorrectly described the place of use for 2.27 acres of irrigation as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
36 S	2 E	WM	33	SE NE	2.27
36 S	2 E	WM	33	SW NW	4.26
36 S	2 E	WM	33	SE NW	0.27
Total					6.80

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.

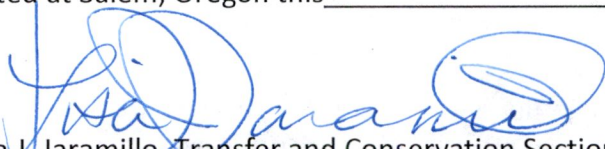
4. The place of use for irrigation of 2.27 acres is corrected to be described as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
36 S	2 E	WM	32	SE NE	2.27
36 S	2 E	WM	33	SW NW	4.26
36 S	2 E	WM	33	SE NW	0.27
Total					6.80

Now, therefore, it is ORDERED:

1. The correcting order, as issued on November 21, 2023, is modified to correctly describe the rate and duty limitations, and to correctly describe the place of use for irrigation of 2.27 acres.
2. Water right Certificate 97484 is cancelled. A superseding certificate will be issued to correctly describe the authorized place of use.
3. All other provisions of Special Order Volume 129, Page 427 remain in effect.

Dated at Salem, Oregon this **JAN 12 2024** .


Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
DOUGLAS E. WOODCOCK, ACTING DIRECTOR
Oregon Water Resources Department

Mailing Date: **JAN 16 2024**