

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

In the Matter of Special Order Volume 68) CORRECTING FINAL ORDER
Pages 555 -558)

Applicant

LARRY AND RENEE THOMPSON
1085 KUBLI RD
GRANTS PASS OR 97527

Findings of Fact

1. Certificate 81892 was issued May 31, 2006 to describe the portion of the water right confirmed by Certificate 34036, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered May 31, 2006, recorded at Special Order Volume 68, Pages 555 - 558 approving Transfer Application 9253.
2. Special Order Volume 68, Pages 555 – 558 failed to delineate the request the request by the applicant to diminish the authorized point of appropriation for a 9.9 acre parcel in the NESW of Section 30, Township 37 South, Range 4 West, W.M., from the three wells authorized under the right, so as to instead authorize only one point of appropriation, being Well #3 located at 810 feet south and 270 feet west from the center of Section 30, T37S R4W, W.M. Special Order Volume 68, Pages 555 – 558 should have outlined the following:

IRRIGATION AND SUPPLEMENTAL IRRIGATION

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres	POA
37 S	4 W	WM	30	NE SW	40	9.9	Well 3

Special Order Volume 68, pages 555 – 558 also failed to delineate the request by the applicant to diminish the authorized points of appropriation for a 5.7 acre parcel in the NESW of Section 30, Township 37 South, Range 4 West, W.M., from the three wells authorized under the right, so as to instead authorize only two points of appropriation, being Well #1 located at 120 feet South and 1000 feet west and Well #2 located at 400 feet south and 340 feet west, both from the center of Section 30, T37S R4W, W.M. Special Order Volume 68, Pages 555 – 558 should have outlined the following:

IRRIGATION AND SUPPLEMENTAL IRRIGATION

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres	POA
37 S	4 W	WM	30	NE SW	40	5.7	Wells #1 and #2

NOTICE OF RIGHT FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an 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 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.

3. The correct description of the authorized place of use to which that portion of Certificate 34036 is authorized for transfer is (correction in bold):

Authorized Place of Use:

IRRIGATION AND SUPPLEMENTAL IRRIGATION

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
37 S	4 W	WM	30	NE SW	40	3.1
37 S	4 W	WM	30	SE SW	40	2.2

4. The correct description of the proposed place of use for that portion of Certificate 34036 is (correction in bold):


IRRIGATION AND SUPPLEMENTAL IRRIGATION

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres	POA
37 S	4 W	WM	30	NE SW	40	5.2	Well 1 and 2
37 S	4 W	WM	30	NW SW	40	0.1	Well 1 and 2

Now, therefore, it is ORDERED:

1. Certificate 81892 is cancelled.
2. Water Right Certificate 82272 is issued to supersede Certificate 81892 and to correctly describe the water right NOT modified by the provisions of the order of the Water Resource Director approving Transfer Application T-9253 entered May 31, 2006, recorded in Special Order Volume 68, Page 555.
3. The order approving T-9253 as recorded at Special Order Volume 68, Pages 555 – 558 is corrected to identify the new place of use and the points of appropriation specific to the identified places of use as described in Finding #2 and #3 of this order.
4. All other provisions of the order are unchanged.

Dated at Salem, Oregon this 17th day of August, 2006.



 Phillip C. Ward, Director

Mailing date: 8-25-06