

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

In the Matter of Transfer Applications	)	FINAL ORDER APPROVING
T-10245 and T-10314, Malheur County	)	DISTRICT PERMANENT
	)	TRANSFERS INVOLVING A
	)	CHANGE IN PLACE OF USE

**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. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

VALE OREGON IRRIGATION DISTRICT  
521 A STREET WEST  
VALE, OR 97918

**Findings of Fact**

**Background**

1. On September 28, 2006, Vale Oregon Irrigation District (District) filed a district transfer application to permanently change the place of use under Certificates 74080 and 74081. The District filed a second district transfer application on February 1, 2007, to permanently change the place of use under Certificates 74080, 74081 and 76212. The Department assigned the applications numbers T-10245 and T-10314, respectively.
2. On February 26, 2007, the Department received a revised map and application from the District to correct the places of use under T-10314.
3. Notices of the applications for transfer were published on October 17, 2006 (T-10245) and March 13, 2007 (T-10314) pursuant to ORS 540.580 and OAR 690-385-4400. No comments were filed in response to the notices.

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.

**Application T-10245**

4. The portion of the first right to be transferred is as follows:

**Certificate:** 74080 in the name of U.S. Bureau of Reclamation and Vale Oregon Irrigation District (perfected under Permit S-7867)

**Use:** IRRIGATION of 1.8 ACRES

**Limit/Duty/Priority/Source:**

- A. 400 CUBIC FEET PER SECOND (CFS) from Malheur River, with a priority date of MAY 10, 1926.
- B. (1) 200 CFS from Malheur River with a priority of JANUARY 11, 1927.  
 (2) One half of the stored water available each year from Warm Springs Reservoir (Permit No. R-457), which is to be released into the Malheur River and re-diverted therefrom through Vale Oregon Project main canal at a maximum rate of 600 CFS. The priority date is JANUARY 11, 1927.  
 (3) All of the drainage water, seepage water, return flow, and waste water from the Vale Oregon Project, estimated to be 200 CFS to be used in Warm Springs Irrigation District under contract between that District and the United States under which the Warm Springs District is to accept such return flow from the Vale Oregon Project and allow the United States, in return, an equivalent amount of stored water and natural flow from the Malheur River. The priority date is JANUARY 11, 1927.
- C. The amount of water to which this right is entitled, is limited to an amount actually beneficially used for said purposes, and shall not exceed 600 CFS if available at the authorized points of diversion or the equivalent in case of rotation.
- D. The amount of water used for irrigation or supplemental irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of 4.5 ACRE FEET PER ACRE, or the equivalent for each acre irrigated during the irrigation season of each year.

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
20 S	41 E	WM	31	NW SE	VALE PROJECT MAIN CANAL; 1200 FEET NORTH AND 300 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 31
23 S	37 E	WM	8	SW SW	WARMSPRINGS DAM

**Authorized Place of Use:**

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
18 S	44 E	WM	14	NW SW	4101	1.8

5. Certificate 74080 does not describe the owner nor does it accurately describe the current tax lot of the authorized place of use to be transferred. Based upon current information from the Malheur County Assessor, the tax lot and current ownership for the portion of the right described in Finding #4 is described as follows:

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Owner
18 S	44 E	WM	14	NW SW	5200	1.8	John and Andrea Sigrah

6. Application T-10245 proposes to permanently change the place of use of the right described in Findings #4 and #5 to:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Owner
18 S	44 E	WM	14	NW SW	5100	1.8	Donald E. and Sharon J. Clark

7. The portion of the second right to be transferred is as follows:

**Certificate:** 74081 in the name of U.S. Bureau of Reclamation and Vale Oregon Irrigation District (perfected under Permit S-16707)

**Use:** SUPPLEMENTAL IRRIGATION of 1.8 ACRES

**Priority Date:** DECEMBER 16, 1931 for stored water and NOVEMBER 29, 1945 for direct flow

**Rate:** 100 CFS for direct flow and 62,770 ACRE FEET from storage

**Limit/Duty:** ONE-FORTIETH of one CFS per acre during the irrigation season of each year

**Source:** NORTH FORK OF THE MALHEUR RIVER, tributary of the MALHEUR RIVER, and BEULAH RESERVOIR (A.K.A. AGENCY VALLEY RESERVOIR constructed under Permit R-671)

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
19 S	37 E	WM	15	SW SE	AGENCY VALLEY DAM
20 S	41 E	WM	31	NW SE	VALE PROJECT MAIN CANAL; 1200 FEET NORTH AND 300 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 31

**Authorized Place of Use:**

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Owner
18 S	44 E	WM	14	NW SW	4101	1.8	

8. Certificate 74080 does not describe the owner nor does it accurately describe the current tax lot of the authorized place of use to be transferred. Based upon current information from the Malheur County Assessor, the tax lot and current ownership for the portion of the right described in Finding #7 is described as follows:

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Owner
18 S	44 E	WM	14	NW SW	5200	1.8	John and Andrea Sigrah

9. Application T-10245 proposes to permanently change the place of use of the right described in Findings #7 and #8 to:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Owner
18 S	44 E	WM	14	NW SW	5100	1.8	Donald E. and Sharon J. Clark

10. The District failed to file the petition prior to the end of the calendar year in which the changes were made or prior to any delivery of water as required under ORS 540.580(2). However, the District had notified the Department of the petitioned changes prior to obtaining approval for the changes in accordance with ORS 540.580(3). The Department's review of the noticed changes found they caused no injury. Having found no injury, the Department was not required to order the District to cease delivery of water or mitigate injury as authorized by ORS 540.580(5). Although the filing date of the petition represents a failure to comply with statutory criteria, the late filing does not warrant issuance of notice of violation nor does it produce measurable or irreparable harm to the use of the state's water resources and the public interest.

**Application T-10314**

11. The portion of the first right to be transferred is as follows:

**Certificate:** 74080 in the name of U.S. Bureau of Reclamation and Vale Oregon Irrigation District (perfected under Permit S-7867)

**Use:** IRRIGATION of 2.8 ACRES and SUPPLEMENTAL IRRIGATION of 3.2 ACRES

**Limit/Duty/Priority/Source:**

- A. 400 CUBIC FEET PER SECOND (CFS) from Malheur River, with a priority date of MAY 10, 1926.
- B. (1) 200 CFS from Malheur River with a priority of JANUARY 11, 1927.
- (2) One half of the stored water available each year from Warm Springs Reservoir (Permit No. R-457), which is to be released into the Malheur River and re-diverted therefrom through Vale Oregon Project main canal at a maximum rate of 600 CFS. The priority date is JANUARY 11, 1927.
- (3) All of the drainage water, seepage water, return flow, and waste water from the Vale Oregon Project, estimated to be 200 CFS to be used in Warm Springs Irrigation District under contract between that District and the United States under which the Warm Springs District is to accept such return flow from the Vale Oregon Project and allow the United States, in return, an equivalent amount of stored water and natural flow from the Malheur River. The priority date is JANUARY 11, 1927.
- C. The amount of water to which this right is entitled, is limited to an amount actually beneficially used for said purposes, and shall not exceed 600 CFS if available at the authorized points of diversion or the equivalent in case of rotation.

D. The amount of water used for irrigation or supplemental irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of 4.5 ACRE FEET PER ACRE, or the equivalent for each acre irrigated during the irrigation season of each year.

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
20 S	41 E	WM	31	NW SE	VALE PROJECT MAIN CANAL; 1200 FEET NORTH AND 300 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 31
23 S	37 E	WM	8	SW SW	WARMSPRINGS DAM

**Authorized Place of Use:**

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
16 S	43 E	WM	26	NE NW	2600	1.6
16 S	43 E	WM	26	NE NW	2690	0.4
18 S	44 E	WM	20	SW SE	1802	0.8
<b>TOTAL ACRES:</b>						<b>2.8</b>

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
20 S	42 E	WM	5	NW NW	5BC-400	0.3
20 S	42 E	WM	5	NW NW	5BA-400	0.2
20 S	42 E	WM	5	NW NW	5BA-1000	0.2
20 S	42 E	WM	5	NW NW	5BC-5200	0.6
20 S	42 E	WM	5	NW NW	5BC-1400	0.1
20 S	42 E	WM	5	NW NW	5BC-1500	0.2
20 S	42 E	WM	5	NW NW	5BC-1703	0.1
20 S	42 E	WM	5	NW NW	<b>2100</b>	0.1
20 S	42 E	WM	5	NW NW	5BC-2200	0.1
20 S	42 E	WM	5	NW NW	<b>5BC-2500</b>	0.1
20 S	42 E	WM	5	NW NW	5BC-3801	0.5
20 S	42 E	WM	5	SW NW	5BC-4000	0.5
20 S	42 E	WM	5	SW NW	5BC-4100	0.2
<b>TOTAL ACRES:</b>						<b>3.2</b>

12. There were some scrivener errors found on Certificate 74080. They are underlined and shown in bold print in the above table. The following tables describe the current ownership as well as the correct location of the authorized place of use.

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Owner
16 S	43 E	WM	26	NE NW	2600	1.6	Dorothy Miner
16 S	43 E	WM	26	NE NW	2690	0.4	Dorothy Miner
18 S	44 E	WM	20	SW SE	1802	0.8	Dennis and Sally Hall
<b>TOTAL ACRES:</b>						<b>2.8</b>	

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Owner
20 S	42 E	WM	5	NW NW	5BC-400	0.3	Robert Shultz
20 S	42 E	WM	5	NW NW	5BA-400	0.2	Robert and Linda VanDerMark
20 S	42 E	WM	5	NW NW	5BA-1000	0.2	Wayne and Mary Lammers
20 S	42 E	WM	5	NW NW	5BC-5200	0.6	Devlin Holloway
20 S	42 E	WM	5	NW NW	5BC-1400	0.1	Maude Hart Estate
20 S	42 E	WM	5	NW NW	5BC-1500	0.2	Midvale Telephone Company
20 S	42 E	WM	5	NW NW	5BC-1703	0.1	Cecil and Margaret Tuttle
20 S	42 E	WM	5	NW NW	<b>5BC-2100</b>	0.1	Robert and Maureen Welsh
20 S	42 E	WM	5	NW NW	5BC-2200	0.1	Roger Freeman
20 S	42 E	WM	5	NW NW	<b>5BC-2300</b>	0.1	Robert Knott
20 S	42 E	WM	5	NW NW	5BC-3801	0.5	Linda Fisher
20 S	42 E	WM	5	SW NW	5BC-4000	0.5	Ella Bartoschek
20 S	42 E	WM	5	SW NW	5BC-4100	0.2	Kenneth Hofenbredl
<b>TOTAL ACRES:</b>						<b>3.2</b>	

13. Application T-10314 proposes to change the place of use of the right to:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Owner
18 S	44 E	WM	26	SE SW	3100	2.0	Thomas and Barbara Kuhlman
20 S	42 E	WM	5	SW NW	1800	0.8	Michael Coleman
<b>TOTAL ACRES:</b>						<b>2.8</b>	

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Owner
20 S	42 E	WM	05	SW NW	1800	3.2	Michael Coleman
<b>TOTAL ACRES:</b>						<b>3.2</b>	

14. The portion of the second right to be transferred is as follows:

**Certificate:** 74081 in the name of U.S. Bureau of Reclamation and Vale Oregon Irrigation District (perfected under Permit S-16707)

**Use:** SUPPLEMENTAL IRRIGATION of 6.0 ACRES

**Priority Date:** DECEMBER 16, 1931 for stored water and NOVEMBER 29, 1945 for direct flow

**Rate:** 100 CFS for direct flow and 62,770 ACRE FEET from storage

**Limit/Duty:** ONE-FORTIETH of one CFS, or the equivalent for each acre irrigated during the irrigation season of each year

**Source:** NORTH FORK OF THE MALHEUR RIVER, tributary of the MALHEUR RIVER, and BEULAH RESERVOIR (A.K.A. AGENCY VALLEY RESERVOIR constructed under Permit R-671)

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
19 S	37 E	WM	15	SW SE	AGENCY VALLEY DAM
20 S	41 E	WM	31	NW SE	VALE PROJECT MAIN CANAL; 1200 FEET NORTH AND 300 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 31

**Authorized Place of Use:**

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
16 S	43 E	WM	26	NE NW	2600	1.6
16 S	43 E	WM	26	NE NW	2690	0.4
18 S	44 E	WM	20	SW SE	1802	0.8
20 S	42 E	WM	5	NW NW	5BC-400	0.3
20 S	42 E	WM	5	NW NW	5BA-400	0.2
20 S	42 E	WM	5	NW NW	5BA-1000	0.2
20 S	42 E	WM	5	NW NW	5BC-5200	0.6
20 S	42 E	WM	5	NW NW	5BC-1400	0.1
20 S	42 E	WM	5	NW NW	5BC-1500	0.2
20 S	42 E	WM	5	NW NW	5BC-1703	0.1
20 S	42 E	WM	5	NW NW	<u>2100</u>	0.1
20 S	42 E	WM	5	NW NW	5BC-2200	0.1
20 S	42 E	WM	5	NW NW	<u>5BC-2500</u>	0.1
20 S	42 E	WM	5	NW NW	5BC-3801	0.5
20 S	42 E	WM	5	SW NW	5BC-4000	0.5
20 S	42 E	WM	5	SW NW	5BC-4100	0.2
<b>TOTAL ACRES:</b>						<b>6.0</b>

15. There were some scrivener errors found on Certificate 74081. They are underlined and shown in bold print in the above table. The following table describes the current ownership as well as the correct location of the authorized place of use.

SUPPLEMENTAL IRRIGATION							Owner
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	
16 S	43 E	WM	26	NE NW	2600	1.6	Dorothy Miner
16 S	43 E	WM	26	NE NW	2690	0.4	Dorothy Miner
18 S	44 E	WM	20	SW SE	1802	0.8	Dennis and Sally Hall
20 S	42 E	WM	5	NW NW	5BC-400	0.3	Robert Shultz
20 S	42 E	WM	5	NW NW	5BA-400	0.2	Robert and Linda VanDerMark
20 S	42 E	WM	5	NW NW	5BA-1000	0.2	Wayne and Mary Lammers
20 S	42 E	WM	5	NW NW	5BC-5200	0.6	Devlin Holloway
20 S	42 E	WM	5	NW NW	5BC-1400	0.1	Maude Hart Estate
20 S	42 E	WM	5	NW NW	5BC-1500	0.2	Midvale Telephone Company
20 S	42 E	WM	5	NW NW	5BC-1703	0.1	Cecil and Margaret Tuttle
20 S	42 E	WM	5	NW NW	<u>5BC-2100</u>	0.1	Robert and Maureen Welsh
20 S	42 E	WM	5	NW NW	5BC-2200	0.1	Roger Freeman
20 S	42 E	WM	5	NW NW	<u>5BC-2300</u>	0.1	Robert Knott
20 S	42 E	WM	5	NW NW	5BC-3801	0.5	Linda Fisher
20 S	42 E	WM	5	SW NW	5BC-4000	0.5	Ella Bartoschek
20 S	42 E	WM	5	SW NW	5BC-4100	0.2	Kenneth Hofenbredl
<b>TOTAL ACRES:</b>						<b>6.0</b>	

16. Application T-10314 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION							Owner
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	
18 S	44 E	WM	26	SE SW	3100	2.0	Thomas & Barbara Kuhlman
20 S	42 E	WM	5	SW NW	1800	4.0	Michael Coleman
<b>TOTAL ACRES:</b>						<b>6.0</b>	

17. The portion of the third right to be transferred is as follows:

**Certificate:** 76212 in the name of Vale Oregon Irrigation District (confirmed by Malheur River decree)

**Use:** IRRIGATION of 3.2 ACRES

**Priority Date:** 1889

**Rate:** 31.1 CFS for IRRIGATION and 28.0 CFS for SUPPLEMENTAL IRRIGATION

**Limit/Duty:** 1.5 ACRE FEET per acre in any 30 day period prior to June 1<sup>st</sup> of each year; a diversion of 1.0 ACRE FOOT per acre in any 30 day period after June 1<sup>st</sup> of each year; or a total diversion of 3.0 ACRE FEET per acre during the irrigation season of each year; and at a rate not to exceed ONE-TWENTIETH of one CFS or the equivalent for each acre irrigated during the irrigation season of each year

**Source:** MIDDLE FORK OF THE MALHEUR RIVER, tributary to the MALHEUR RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
20 S	41 E	WM	31	NW SE	VALE MAIN CANAL; 1200 FEET NORTH AND 300 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 31

**Authorized Place of Use:**

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
20 S	42 E	WM	5	NW NW	5BC-400	0.3
20 S	42 E	WM	5	NW NW	5BA-400	0.2
20 S	42 E	WM	5	NW NW	5BA-1000	0.2
20 S	42 E	WM	5	NW NW	5BC-5200	0.6
20 S	42 E	WM	5	NW NW	5BC-1400	0.1
20 S	42 E	WM	5	NW NW	5BC-1500	0.2
20 S	42 E	WM	5	NW NW	5BC-1703	0.1
20 S	42 E	WM	5	NW NW	<b>2100</b>	0.1
20 S	42 E	WM	5	NW NW	5BC-2200	0.1
20 S	42 E	WM	5	NW NW	<b>5BC-2500</b>	0.1
20 S	42 E	WM	5	NW NW	5BC-3801	0.5
20 S	42 E	WM	5	SW NW	5BC-4000	0.5
20 S	42 E	WM	5	SW NW	5BC-4100	0.2
<b>TOTAL ACRES:</b>						<b>3.2</b>

18. There were some scrivener's errors found on Certificate 76212. They are underlined and shown in bold print in the above table. The following table describes the current ownership as well as the correct location of the authorized place of use.

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Owner
20 S	42 E	WM	5	NW NW	5BC-400	0.3	Robert Shultz
20 S	42 E	WM	5	NW NW	5BA-400	0.2	Robert and Linda VanDerMark
20 S	42 E	WM	5	NW NW	5BA-1000	0.2	Wayne and Mary Lammers
20 S	42 E	WM	5	NW NW	5BC-5200	0.6	Devlin Holloway
20 S	42 E	WM	5	NW NW	5BC-1400	0.1	Maude Hart Estate
20 S	42 E	WM	5	NW NW	5BC-1500	0.2	Midvale Telephone Company
20 S	42 E	WM	5	NW NW	5BC-1703	0.1	Cecil and Margaret Tuttle



IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Owner
20 S	42 E	WM	5	NW NW	<b>5BC-2100</b>	0.1	Robert and Maureen Welsh
20 S	42 E	WM	5	NW NW	5BC-2200	0.1	Roger Freeman
20 S	42 E	WM	5	NW NW	<b>5BC-2300</b>	0.1	Robert Knott
20 S	42 E	WM	5	NW NW	5BC-3801	0.5	Linda Fisher
20 S	42 E	WM	5	SW NW	5BC-4000	0.5	Ella Bartoschek
20 S	42 E	WM	5	SW NW	5BC-4100	0.2	Kenneth Hofenbredl
<b>TOTAL ACRES:</b>						<b>3.2</b>	

19. Application T-10314 proposes to change the place of use of the right to:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Owner
20 S	42 E	WM	5	SW NW	1800	3.2	Michael Coleman
<b>TOTAL ACRES:</b>						<b>3.2</b>	

**Transfer Review Criteria [OAR 690-380-4010(2)]**

20. The district permanent transfer applications satisfy the criteria of OAR 690-385-4000, contain the information required under OAR 690-385-2000, and include maps meeting the requirements of OAR 690-385-2200.
21. The water rights are subject to transfer as defined in OAR 690-385-0100(17).
22. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
23. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Applications T-10245 and T-10314.
24. The proposed change would not result in enlargement of the rights.
25. The proposed change would not result in injury to other water rights.

**Conclusions of Law**

The permanent change in place of use proposed in Applications T-10245 and T-10314 complies with the requirements of ORS 540.574(3) and ORS 540.580; with the exception that the petition for Application T-10245, as described in Finding #10 above, was not received prior to the end of the calendar year in which the change occurred as required under ORS 540.580(2).

**Now, therefore, it is ORDERED:**

1. The permanent change in place of use proposed in Applications T-10245 and T-10314 is approved.

2. Water right certificates 74080, 74081 and 76212 are modified. The Department will issue superseding certificates describing the rights when it is determined that it is necessary for record keeping.
3. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 74080, 74081 and 76212 and any related decree.
4. The former place of use of the transferred rights shall no longer receive water under the rights.
5. The proposed changes shall be completed on or before **October 1, 2009**.
6. A Claim of Beneficial Use and Final Proof Map shall be submitted by Vale Oregon Irrigation District to the Department by October 1, 2010.

Dated at Salem, Oregon this 30 day of November 2007.

  
Phillip C. Ward, Director

*PW*

Mailing date: DEC 05 2007