

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

In the Matter of Transfer Application)
T-12036, Polk County)
)

ORDER REVERTING POINT OF
APPROPRIATION

Authority

OAR 690-380-6010(6) provides that a point of diversion or appropriation shall revert to the last authorized point of diversion or appropriation if the changes authorized under a transfer are not completed.

Applicant

ACMPC OREGON 2 LLC
DBA HALLS FERRY FARMS
PO BOX 717
JEFFERSON, OR 97352

Findings of Fact

1. On April 16, 2015, ACMPC OREGON 2 LLC (DBA HALLS FERRY FARMS) filed an application to change points of appropriation under Certificate 68265. The Department assigned the application number T-12036.
2. On May 31, 2016, the Water Resources Department issued an order approving the proposed change in point of appropriation. The order was recorded in Special Order Volume 100, Page 695.
3. On September 17, 2020, William E. McGill, agent for the applicant, notified the Department that a portion of the changes authorized under T-12036 would not be completed and requested that the authorized point of appropriation revert back to the original point of appropriation.

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.

Conclusion of Law:

The reversion of the point of appropriation authorized under Transfer Application T-12036 to the point of appropriation authorized under the water right prior to Transfer Application T-12036 is consistent with OAR 690-380-6010(6). A superseding certificate for the portion of the right affected by the transfer shall be issued.

Now, therefore, it is ORDERED:

1. The point of appropriation authorized under Transfer Application T-12036 for a portion of the right described by Certificate 68265 is reverted to the point of appropriation authorized under the water right prior to the transfer.
2. A superseding certificate for that portion of Certificate 68265 approved for a change in point of appropriation by Transfer Application T-12036 shall be issued to confirm that portion of the right.
3. All other terms and conditions of Special Order Vol. 100, pages 695 remain unchanged.

Dated in Salem, Oregon on

OCT 27 2020



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

Mailing date: