

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

In the matter of Transfer Application)
T-11135, Crook County, Oregon)

ORDER REVERTING AN
ADDITIONAL POINT OF DIVERSION

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 change authorized under a transfer is not completed.

Applicant

ML BELLA RANCH LLC
SKIDMORE LP
PO BOX 707
BEAVERCREEK OR 97004

Findings of Fact

1. On September 22, 2010, James R. and Christine R. Bauersfeld and Steve and Monica Myrin, filed an application for additional points of diversion under Certificates 75205, 76366, 83370 and 83371. The Department assigned the application number T-11135.
2. On November 25, 2015, the Department issued an order approving the additional points of diversion. The order was recorded in Special Order Volume 98, Page 389 - 395.
3. On September 11, 2017, the Department received a Claim of Beneficial Use (Claim) report and map prepared by a Certified Water Right Examiner from ML Bella Ranch LLC and Skidmore LP, which notified the Department that the change of point of diversion from Stanton Ditch to one point of diversion (APOA NO. 2) was not completed under Certificate 83371, and requested that this authorized point of diversion revert back to the original point of diversion.

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 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.

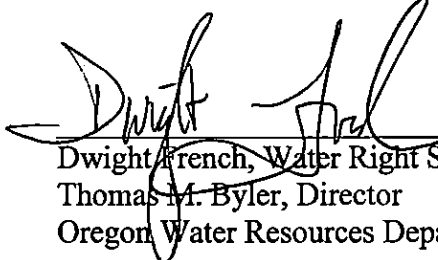
Conclusion of Law

The reversion of the additional points of diversion authorized under Transfer Application 11135, to the point of diversion authorized under Certificate 83371, is consistent with the requirements of OAR 690-380-6010(6). A superseding certificate for the right affected by the transfer shall be issued.

Now, therefore it is ORDERED:

1. The additional point of diversion authorized under Transfer Application 11135 for the right described by Certificate 83371 is reverted to the point of diversion (Stanton Ditch) authorized under this water right prior to the transfer.
2. A superseding certificate shall be issued to describe the right reverted, Certificate 83371.

Dated at Salem, Oregon this 8th day of March, 2018



Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

Mailing date: MAR 8 2018