

Oregon Department of Water Resources

In the Matter of Withdrawal of)
Certificate 88525)

Final Order in Other than a
Contested Case

On December 13, 2013, the Water Resources Department issued a Final Order in other than a Contested Case described as Certificate of Water Right Number 88525, in the name of Dr. Donald W. Sproat. The Certificate described the extent of use of water, to the satisfaction of the Department, perfected under the terms of Transfer T-7604.

The Department is reconsidering the issuance of the above referenced certificate on its own initiative because the Department has determined that Special Order Volume 69, Page 170 and Certificate 82249 were previously issued to confirm that the change was perfected under the terms of the transfer.

FINDING OF FACT

1. Certificate 88525 was issued on December 13, 2013, to confirm the changes perfected under the terms of Transfer T-7604.
2. Special Order Volume 69, Page 170 and Certificate 82249 were issued on October 27, 2006, to confirm the changes perfected under the terms of Transfer T-7604.
3. Certificate 88525 was issued in error.
4. Water Right Certificate Number 88525 is a Final Order in Other than a Contested Case.
5. OAR 137-004-0080 allows the Department to reconsider the final order within 60 calendar days of the date of the order.

CONCLUSIONS OF LAW

Oregon Administrative Rule 137-004-0080 allows the Department to reconsider the final order issuance.

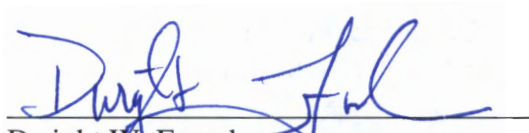
NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

ORDER

The Department hereby reconsiders and withdraws Final Order Water Right Certificate Number 88525 in the name of Dr. Donald W. Sproat. Final Order Certificate Number 88525 is of no further force or effect.

Dated JAN 28 2013.



Dwight W. French
Administrator, Water Right Services, for
Phillip C. Ward, Director
Oregon Water Resources Department