

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

In the Matter of Transfer Application )          ORDER REVERTING A POINT OF  
F-46, Josephine County )          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**

Fort Vannoy Irrigation District (FVID)  
665 Hunt Lane  
Grants Pass, OR 97526

**Findings of Fact**

1. On June 27, 1962, Fort Vannoy Irrigation District filed an application to change the point of diversion under portions of Certificates 8942 and 2803. The Department assigned the application number F-46.
2. On November 26, 1962, the Water Resources Department issued an order approving the proposed change in point of diversion and recorded in order in Special Order Volume 12, Pages 207 – 209.
3. On January 31, 2011, Herman Baertschiger, Jr., Manager of FVID, notified the Department that the change authorized under Transfer Application F-46 was not completed and requested that the additional point of diversion for the right held by FVID, being Certificate 8942, revert back to the original point of diversion.
4. On November 12, 2014, Robert Crouse, holder of portion of water right Certificate 2803 also involved in Transfer Application F-46, requested the additional point of diversion authorized under Special Order Volume 12, Pages 207 – 209 revert back to the original point of diversion.

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

1. The additional point of diversion approved under Transfer Application F-46 is no longer authorized.

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.

2. Water right certificates 2803 and 8942 are modified. The Department will issue superseding certificates describing the rights when it determines that is necessary for record keeping.

Dated at Salem, Oregon this 5 day of December, 2014.



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Dwight French, Water Right Services Administrator, for  
THOMAS M. BYLER, DIRECTOR

Mailing date: DEC 05 2014