

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

In the Matter of Transfer Application            )     FINAL ORDER WITHDRAWING  
T-10282, Grant County                            )     AN APPLICATION FOR A WATER  
  )     RIGHT TRANSFER

**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.

**Applicants**

The Confederated Tribes of the Warm  
Springs Reservation of Oregon  
ATTN Kristen Coles  
68073 Highway 26  
Prairie City, OR 97869

Bonnie Nance  
P.O. Box 103  
Prairie City, OR 97869

T. A. and Marguerite Harris  
(and/or Mr. and Mrs. Billy Harris – et.al.)  
P.O. Box 16  
Prairie City, OR 97869

Daniel and Marjorie Harris  
P.O. Box 451  
Prairie City, OR 97869

**Findings of Fact**

1. Transfer Application T-10282, in the names of The Confederated Tribes of the Warm Springs Reservation, Bonnie Nance, T.A. and Marguerite Harris, and Daniel and Marjorie Harris, was filed December 13, 2006.
2. On March 22, 2010, Robert A. Brunoe, General Manager, Natural Resources Branch for The Confederated Tribes of the Warm Springs Reservation, requested that their portion of Transfer Application T-10282 be withdrawn.
3. On March 25, 2010, Bonnie Nance requested that her portion of Transfer Application T-10282 be withdrawn.

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.

4. On March 5, 2010, the Department sent out a letter to the Estate of the late T.A. and Marguerite Harris (Mr. and Mrs. Bill Harris- etal) allowing an opportunity to move forward or withdraw their portion of the transfer, and given a deadline date of April 7, 2010 in which to respond, or the Department would assume there was no longer an interest in pursuing the transfer, and would withdraw their portion with no further notice. No response was received by the deadline from Mr. & Mrs. Bill Harris- etal, on behalf of the Estate of T.A. & Marguerite Harris.
5. On April 14, 2010, Daniel and Marjorie Harris requested that their portion of Transfer Application T-10282 be withdrawn.

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

Transfer Application T-10282, in the names of The Confederated Tribes of the Warm Springs Reservation, Bonnie Nance, T.A. and Marguerite Harris, and Daniel and Marjorie Harris, is withdrawn and of no further force or effect. Any unearned fees will be refunded.

Dated at Salem, Oregon this 11 day of May, 2010.

  
Phillip C. Ward, Director

Mailing date: AUG 04 2010