



**Oregon**  
Kate Brown, Governor

**Water Resources Department**

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April 5, 2018

VIA E-MAIL

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SUBJECT: Water Right Transfer Application T-12759

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-12759. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

A public notice is being published in the Department's weekly publication and in the Hells Canyon Journal newspaper, simultaneously with issuance of the Preliminary Determination. The notice initiates a period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision. The protest period will end 30 days after the last date of newspaper publication.

If no protest is filed, the Department will issue a Final Order consistent with the Preliminary Determination. You should receive a copy of the Final Order about 30 days after the close of the protest period.

If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position in a quasi-judicial proceeding.

Please do not hesitate to contact me by phone at 503-986-0892 or at [Joan.M.Smith@oregon.gov](mailto:Joan.M.Smith@oregon.gov) if I may be of assistance.

Sincerely,

Joan Smith  
Transfer Specialist  
Transfer and Conservation Section

cc: T-12759  
Rick M. Lusk, District 8 Watermaster (via e-mail)

encs