



**Oregon**  
Kate Brown, Governor

**Water Resources Department**

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

April 12, 2018

DITCHEN BERRY FARM LLC  
9712 NUSOM RD  
SILVERTON, OR 97381

SUBJECT: Water Right Transfer Application T-12525

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-12525. 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, 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 Department's notice.

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 at 503-986-0806 or [arla.l.heard@oregon.gov](mailto:arla.l.heard@oregon.gov) if I may be of assistance.

Sincerely,

Arla L Heard  
Transfer Specialist  
Transfer and Conservation Section

cc: T-12525  
Joel M. Plahn, District 16 Watermaster (*via e-mail*)  
James M. Schuette, Agent for the applicant (*via e-mail*)

encs