

4. The Permit to be modified and assigned is as follows:

Permit: G-17907 in the names of ROBERT AND JUDY CALCOTE, ANTHONY DORSCH AND BRIAN ROST, GARRY AND KATHRYN LIKENS
Use: IRRIGATION OF 1.5 ACRE
Priority Date: JUNE 13, 2005
Quantity: 0.018 CUBIC FOOT PER SECOND
Rate/Duty: The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.
Period of Use: APRIL 1 THROUGH OCTOBER 31
Source: A WELL (CROO 3243) in DRY RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
16 S	14 E	WM	3	SW NW	1230 FEET SOUTH AND 300 FEET EAST FROM THE NW CORNER OF SECTION 3

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
16 S	14 E	WM	3	SW NE	504	0.5
16 S	14 E	WM	3	SE NE	502	0.5
16 S	14 E	WM	4	SE SE	901	0.5
Total						1.5

5. The Applicants request Permit G-17907 be split and replacement permits be issued as follows:

Permit A: GARRY AND KATHRYN LIKENS:

Use: IRRIGATION OF 0.5 ACRE
Priority Date: JUNE 13, 2005
Quantity: 0.006 CUBIC FOOT PER SECOND
Rate/Duty: The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.
Period of Use: APRIL 1 THROUGH OCTOBER 31
Source: A WELL (CROO 3243) in DRY RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
16 S	14 E	WM	3	SW NW	1230 FEET SOUTH AND 300 FEET EAST FROM THE NW CORNER OF SECTION 3

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
16 S	14 E	WM	3	SE NE	502	0.5

Permit B: ROBERT AND JUDY CALCOTE:

Use: IRRIGATION OF 0.5 ACRE
Priority Date: JUNE 13, 2005
Quantity: 0.006 CUBIC FOOT PER SECOND
Rate/Duty: The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.
Period of Use: APRIL 1 THROUGH OCTOBER 31
Source: A WELL (CROO 3243) in DRY RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
16 S	14 E	WM	3	SW NW	1230 FEET SOUTH AND 300 FEET EAST FROM THE NW CORNER OF SECTION 3

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
16 S	14 E	WM	3	SW NE	504	0.5

Permit C: ANTHONY DORSCH AND BRIAN ROST:

Use: IRRIGATION OF 0.5 ACRE
Priority Date: JUNE 13, 2005
Quantity: 0.006 CUBIC FOOT PER SECOND
Rate/Duty: The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.
Period of Use: APRIL 1 THROUGH OCTOBER 31
Source: A WELL (CROO 3243) in DRY RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
16 S	14 E	WM	3	SW NW	1230 FEET SOUTH AND 300 FEET EAST FROM THE NW CORNER OF SECTION 3

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
16 S	14 E	WM	4	SE SE	901	0.5

6. Notice of the application for the assignment of the water right permit and request for issuance of replacement water right permits was published in the Department's weekly notice on February 4, 2020, pursuant to ORS 537.325(3)(e) and OAR 690-325-0080. No comments were filed in response to the notice. In addition, the Department provided copies of the draft Proposed Final Order, draft replacement permits, the application, map, and existing water right permit to each owner of land upon which the water right permit is appurtenant.

Split a Permit Review Criteria

7. The Department has verified the mailing address of each owner of the authorized place of use identified on the map contained in the application as follows:

Name and Address	Acres	Proportionate Rate (cfs)	Twp	Rng	Mer	Sec	Q-Q	Tax Lot
Garry and Kathryn Likens 13111 SW Umbarger Rd Powell Butte, OR 97753	0.5	0.006	16S	14E	WM	3	SE NE	502
Robert and Judy Calcote 5300 228 th Avenue SE Issaquah, WA 98029	0.5	0.006	16S	14E	WM	3	SW NE	504
Anthony Dorsch Brian Rost 203 North Canyon Drive Redmond, OR 97756	0.5	0.006	16S	14E	WM	4	SE SE	901

8. The deeds supplied with the application, match the properties proposed for assignment.
9. The applicant affirmed the most recent water use under the permit has been exercised within the relevant terms and conditions of the water right permit.
10. The assignment and issuance of replacement permits would not result in injury to other water right holders.
11. The assignment and issuance of replacement permits would not result in enlargement of the permit.
12. The assignment and issuance of replacement permits does not alter any other terms of Permit G-17907.

Conclusions of Law

The assignment and issuance of replacement permits proposed by Application T-13178 are consistent with the requirements of ORS 537.225 and OAR Chapter 690, Division 325. If protests are not filed pursuant to OAR 690-325-0100, a final order will be issued approving the assignment and issuance of replacement permits.

If a final order approving the request for assignment and issuance of superseding permits is issued, the order will contain the following conditions:

1. The assignment and issuance of replacement permits proposed by Application T-13178 are approved.
2. Permit G-18242, in the names of Garry L. and Kathryn A. Likens, Permit G-18243 in the names of Robert and Judy Calcote, and Permit G-18244 in the names of Anthony Dorsch and Brian Rost are issued to supersede Permit G-17907 (original permit). Permit G-17907 (original permit) is no longer of any force or effect.
3. All other terms and conditions under Permit G-17907 (original permit) are incorporated into Permits G-18242, G-18243, and G-18244 (all superseding permits).

Dated in Salem, Oregon on

MAY 05 2020


Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

This Proposed Final Order was prepared by Arla Davis. If you have questions about the information in this document, you may reach me at 503-986-0806 or arla.l.davis@oregon.gov

Protest Rights:

A record landowner, an applicant, an assignee, an affected water right permit holder, or other interested person may protest the Proposed Final Order. Pursuant to OAR 690-325-0100, protests must: 1) provide a detailed explanation of why the proposed order does not conform with the criteria under ORS 537.225, and a description of the changes to the order that are necessary to correct the nonconformity; and 2) raise all reasonably ascertainable issues at the time the protest is filed. The issues must directly pertain to whether the replacement water right permits are authorized under and in conformance with ORS 537.225. In addition, protests must be accompanied by the appropriate protest fees. Protests must be received by the Department no later than 45 days after the notice is published in the Department's weekly notice. If no protests are filed, the Department will issue a final order consistent with the Proposed Final Order.

The Proposed Final Order may be viewed free of charge online at: <http://apps.wrd.state.or.us/apps/wr/wrinfo/>. Persons interested in receiving a copy of a Proposed Final Order must pay a statutorily-required fee of \$30. Any person paying \$30 to receive a PFO by mail will also receive a copy of the Final Order when it is issued.

Notice Regarding Service Members: Active duty servicemembers have a right to stay these proceedings under the federal Servicemembers Civil Relief Act. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 503-584-3571, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>. The Oregon Military Department does not have a toll free number.