

**Oregon Water Resources Department
Water Right Services Division**

Water Right Application S-88223 in the)
name of EUGENE KAZEMIER and)
RICKREALL DAIRY LLC) FINAL ORDER

Summary: Order approving Application S-88223 and issuing Permit S-55117.

Authority

The application was processed in accordance with Oregon Revised Statute (ORS) 537.615 through 537.628, and 390.826, and Oregon Administrative Rule (OAR) Chapter 690, Divisions 5, 8, 9, 33, 300, 310, 400, 410 and Willamette Basin 690-502. These statutes and rules can be viewed on the Oregon Water Resources website: <http://www.oregon.gov/owrd/pages/law/index.aspx>.

The Department's main page is <http://www.oregon.gov/OWRD/pages/index.aspx>.

This Final Order is issued pursuant to ORS 537.625 and OAR 690-310-0200.

FINDINGS OF FACT

The findings of fact in the Proposed Final Order issued December 12, 2017 are incorporated herein

1. On May 3, 2016, Eugene Kazemier and Rickreall Dairy LLC submitted an application to the Department for a water use permit.
2. The Department issued a Proposed Final Order on December 12, 2017.
3. The protest period closed January 26, 2018, and no protest was filed.
4. The proposed use would not impair or be detrimental to the public interest.

CONCLUSIONS OF LAW

The conclusions of law in the Proposed Final Order issued December 12, 2017 are incorporated herein.

When issuing permits, ORS 537.628(1) authorizes the Department to include limitations and conditions which have been determined necessary to protect the public welfare, safety and health. The permit is conditioned accordingly.

Appeal Rights

This is a Final Order in other than contested case. This order is subject to judicial review under ORS 536.075 and 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 OAR 137-004-0080 you may 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.

ORDER

Application S-88223 is approved with Permit S-55117.

DATED February 22, 2018



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

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- If you have any questions about statements contained in this document, please contact Barbara Poage at Barbara.J.Poage@oregon.gov or 503-986-0859.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900
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