

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

Water Right Application G-18326 in the
name of MARK RICH

)
)
)

FINAL ORDER

Summary: Order approving Application G-18326, as amended, and issuing Permit G-18056.

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 Rogue Basin 690-515. 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 March 13, 2018 are incorporated herein, with the addition of an Annual Water Level Measurement condition.

1. On June 30, 2016, Mark Rich, submitted an application to the Department for a water use permit.
2. The Department issued a Proposed Final Order on March 13, 2018.
3. The protest period closed April 27, 2018, and no protest was filed.
4. The proposed use would not impair or be detrimental to the public interest.
5. On March 26, 2018, District 13 Watermaster requested to include an Annual Water Level Measurement condition to Permit G-18056.

Hearing Rights

Under the provisions of ORS 537.170 and ORS 537.622, the applicant may request a contested case hearing by submitting the information required for a protest under ORS 537.153(6) or ORS 537.621(7) to the Department within 14 days after the date of mailing of this order as shown below. If a contested case hearing is requested, the Department must schedule one. In the contested case hearing, however, only those issues based on the modifications to the Proposed Final Order may be addressed. Only the applicant or protestant may appeal this order. (ORS 537.170(7)(b)).

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.

CONCLUSIONS OF LAW

1. The conclusions of law in the Proposed Final Order issued March 13, 2018 are incorporated herein, with the above modifications.

NOTE: 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 G-18056 is conditioned accordingly.

ORDER

Application G-18326, as amended, is approved and Permit G-18056 is issued.

DATED June 5, 2018



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

-
- If you have any questions about statements contained in this document, please contact Lisa Graham at Elisabeth.A.Graham@oregon.gov or 503-986-0808.
 - 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.
-